



**THE**

## **JAMMU & KASHMIR GOVERNMENT GAZETTE**

Vol.132] Jammu, Thu., the 3rd Oct., 2019/11th Asvi., 1941. [No. 27

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It is hereby notified that vide High Court Order dated 18-03-2019 Ms. Sapanpreet Kour D/o Sh. Manjeet Singh R/o Ward No. 10, H. No. 166, Near B.D.O Office, R. S. Pura, Jammu has been admitted and enrolled as an Advocate on the Rolls of Jammu and Kashmir Bar Council provisionally for a period of one year from the date of issuance of this notification, subject to the verification of her Provisional/LL.B Degree Certificate from the concerned University and verification of

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her character and antecedents from CID. Her name has been entered  
under Serial No. JK-106/2019 in the Roll of Advocates maintained by  
this Registry.

The renewal/extension of provisional license/enrolment must be  
sought before the date of expiry unless the absolute/final enrolment as  
an Advocate is ordered therebefore.

Notification

No. 1747 Dated 30-03-2019.

It is hereby notified that vide High Court Order dated 18-03-2019  
Ms. Sehar Zulfiqar D/o Sh. Zulfiqar Ali Parray R/o H. No. 213, Mast  
Garh, Jammu has been admitted and enrolled as an Advocate on the  
Rolls of Jammu and Kashmir Bar Council provisionally for a period of  
one year from the date of issuance of this notification, subject to the  
verification of her Provisional/LL.B Degree Certificate from the  
concerned University and verification of her character and antecedents  
from CID. Her name has been entered under Serial No. JK-107/2019  
in the Roll of Advocates maintained by this Registry.

The renewal/extension of provisional license/enrolment must be  
sought before the date of expiry unless the absolute/final enrolment as  
an Advocate is ordered therebefore.

Notification

No. 1748 Dated 30-03-2019.

It is hereby notified that vide High Court Order dated 18-03-2019  
Ms. Mridhu Bhashni D/o Sh. Satish Kumar R/o Pandita Mohalla,  
W. No. 11, H. No. 89, Haveli, District Poonch has been admitted and  
enrolled as an Advocate on the Rolls of Jammu and Kashmir Bar  
Council provisionally for a period of one year from the date of issuance  
of this notification, subject to the verification of her Provisional/LL.B  
Degree Certificate from the concerned University and verification of

her character and antecedents from CID. Her name has been entered under Serial No. JK-64/2019 in the Roll of Advocates maintained by this Registry.

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## Notification

It is hereby notified that vide High Court Order dated 18-03-2019 Mr. Mohd Arif Nayak S/o Sh. Safdar Ali Nayak R/o Lamber, Tehsil Banihal, District Ramban has been admitted and enrolled as an Advocate on the Rolls of Jammu and Kashmir Bar Council provisionally for a period of one year from the date of issuance of this notification, subject to the verification of his Provisional/LL.B Degree Certificate from the concerned University and verification of his character and antecedents from CID. His name has been entered under Serial No. JK-62/2019 in the Roll of Advocates maintained by this Registry.

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## Notification

It is hereby notified that vide High Court Order dated 18-03-2019 Ms. Saba Atiq D/o Sh. Atiq-ul-Rehman R/o Khawaja House, Ward No. 8, Basoli, Kathua, A/P Lane No. 8, Usman Colony, Bathindi, Jammu has been admitted and enrolled as an Advocate on the Rolls of Jammu and Kashmir Bar Council provisionally for a period of one year from the date of issuance of this notification, subject to the verification of her Provisional/LL.B Degree Certificate from the concerned University

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and verification of her character and antecedents from CID. Her name  
has been entered under Serial No. JK-99/2019 in the Roll of Advocates  
maintained by this Registry.

The renewal/extension of provisional license/enrolment must be  
sought before the date of expiry unless the absolute/final enrolment as  
an Advocate is ordered therebefore.

Notification

No. 1713 Dated 30-03-2019.

It is hereby notified that vide High Court Order dated 18-03-2019  
Ms. Safoora Javeed D/o Sh. Javeed Ahmad Mantoo R/o 158-Kursoo,  
Rajbagh, Srinagar has been admitted and enrolled as an Advocate on  
the Rolls of Jammu and Kashmir Bar Council provisionally for a period  
of one year from the date of issuance of this notification, subject to the  
verification of her Provisional/LL.B Degree Certificate from the  
concerned University and verification of her character and antecedents  
from CID. Her name has been entered under Serial No. JK-100/2019  
in the Roll of Advocates maintained by this Registry.

The renewal/extension of provisional license/enrolment must be  
sought before the date of expiry unless the absolute/final enrolment as  
an Advocate is ordered therebefore.

Notification

No. 1715 Dated 30-03-2019.

It is hereby notified that vide High Court Order dated 18-03-2019  
Mr. Junaid Shamim Dar S/o Sh. Shamim Ahmad Dar R/o Urapora,  
Nagbal, Chitragama, Shopian has been admitted and enrolled as an  
Advocate on the Rolls of Jammu and Kashmir Bar Council provisionally  
for a period of one year from the date of issuance of this notification,  
subject to the verification of his Provisional/LL.B Degree Certificate  
from the concerned University and verification of his character and

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antecedents from CID. His name has been entered under Serial  
No. JK-46/2019 in the Roll of Advocates maintained by this Registry.

The renewal/extension of provisional license/enrolment must be  
sought before the date of expiry unless the absolute/final enrolment as  
an Advocate is ordered therebefore.

Notification

Notification

No. 1716 Dated 30-03-2019.

It is hereby notified that vide High Court Order dated 18-03-2019  
Ms. Jasmeet Kaur D/o Sh. Balvinder Singh R/o Chak Keeman, Arnia,  
Jammu has been admitted and enrolled as an Advocate on the Rolls of  
Jammu and Kashmir Bar Council provisionally for a period of one year  
from the date of issuance of this notification, subject to the verification  
of her Provisional/LL.B Degree Certificate from the concerned  
University and verification of her character and antecedents from CID.  
Her name has been entered under Serial No. JK-45/2019 in the Roll  
of Advocates maintained by this Registry.

The renewal/extension of provisional license/enrolment must be  
sought before the date of expiry unless the absolute/final enrolment as  
an Advocate is ordered therebefore.

Notification

Notification

No. 1717 Dated 30-03-2019.

It is hereby notified that vide High Court Order dated 18-03-2019  
Ms. Jagdeep Kour D/o Sh. Om Prakash R/o Village Kalyanpur, P/O  
Kanachak, Marh, Jammu has been admitted and enrolled as an  
Advocate on the Rolls of Jammu and Kashmir Bar Council provisionally  
for a period of one year from the date of issuance of this notification,  
subject to the verification of her Provisional/LL.B Degree Certificate  
from the concerned University and verification of her character and

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antecedents from CID. Her name has been entered under Serial  
No. JK-44/2019 in the Roll of Advocates maintained by this Registry.

The renewal/extension of provisional license/enrolment must be  
sought before the date of expiry unless the absolute/final enrolment as  
an Advocate is ordered therebefore.

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Notification

No. 1718 Dated 30-03-2019.

It is hereby notified that vide High Court Order dated 18-03-2019  
Mr. Itinder Singh S/o Sh. Amrik Singh R/o Main Bazar, Tehsil Kalakote,  
District Rajouri has been admitted and enrolled as an Advocate on the  
Rolls of Jammu and Kashmir Bar Council provisionally for a period of  
one year from the date of issuance of this notification, subject to the  
verification of his Provisional/LL.B Degree Certificate from the  
concerned University and verification of his character and antecedents  
from CID. His name has been entered under Serial No. JK-43/2019  
in the Roll of Advocates maintained by this Registry.

The renewal/extension of provisional license/enrolment must be  
sought before the date of expiry unless the absolute/final enrolment as  
an Advocate is ordered therebefore.

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Notification

No. 1719 Dated 30-03-2019.

It is hereby notified that vide High Court Order dated 18-03-2019  
Mr. Ishfaq Ahmad Dar S/o Sh. Mushtaq Ahmad Dar R/o Rawanpora,  
Tehsil Kunzer, District Baramulla has been admitted and enrolled as an  
Advocate on the Rolls of Jammu and Kashmir Bar Council provisionally  
for a period of one year from the date of issuance of this notification,  
subject to the verification of his Provisional/LL.B Degree Certificate  
from the concerned University and verification of his character  
and antecedents from CID. His name has been entered under Serial  
No. JK-41/2019 in the Roll of Advocates maintained by this Registry.

The renewal/extension of provisional license/enrolment must be sought before the date of expiry unless the absolute/final enrolment as an Advocate is ordered therebefore.

## Notification

It is hereby notified that vide High Court Order dated 18-03-2019 Ms. Megha Choudhary D/o Sh. Sat Pal Singh R/o Chak Salarian, Ward No. 11, Ram Garh, Samba has been admitted and enrolled as an Advocate on the Rolls of Jammu and Kashmir Bar Council provisionally for a period of one year from the date of issuance of this notification, subject to the verification of her Provisional/LL.B Degree Certificate from the concerned University and verification of her character and antecedents from CID. Her name has been entered under Serial No. JK-65/2019 in the Roll of Advocates maintained by this Registry.

(Sd.) MOHAMMAD YASIN BEIGH,

Joint Registrar (Admn.).





Separate paging is given to this part in order that it may be filed as a separate compilation.

### Jammu and Kashmir Government—Notifications.

GOVERNMENT OF JAMMU AND KASHMIR,  
CIVIL SECRETARIAT& POWER DEVELOPMENT  
DEPARTMENT  
(HRM Branch).

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Dated 10-07-2019.

Whereas, vide Government Order No. 10-PDD of 2001 dated 05-01-2001, the final seniority list of five hundred thirteen (513) Assistant Engineers (Electric), was issued by Power Development Department in pursuance to recommendations of J&K Public Service Commission conveyed vide their No. PSC/DPC/JE/PDD/16/2000 dated 05-12-000 ; and



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 it has been found that Public Service Commission after incorporating  
 the drop-outs at relevant places have pushed down officers cleared in  
 earlier communications dated 05-12-2000 and 20-09-2001, thereby  
 revising their regularization dates ; and

Whereas, the officers who stand pushed down to revised places are clearly mentioned in the minutes with appropriate S. Nos. and the officers who retained their positions as per communications dated 05-12-2000 and 20-09-2001 are also amply clear from the minutes of meeting. This being the reason that the officers who retained their positions as per the minutes of the meeting of DPC dated 06-08-2002 have not been shown in the communication dated 29-01-2003 and only those officers have been shown whose positions have got changed, as such, the names of the missing officers have accordingly been reflected at the appropriate places in the final seniority list as per their date(s) of regularization ; and

Whereas, the J&K PSC has not withdrawn the earlier communication dated 05-12-2000 and 20-09-2001, however, have modified them to the extent of the officers shown in revised communication dated 29-01-2003 ; and

Whereas, as per minutes of meeting dated 06-08-2002, it has been recommended by the Public Service Commission that Shri S. L. Thappa (SC), Diploma Holder regularized vide communication dated 20-09-2001 at S. No. 30 in the Year 2000 (reflected at S. No. 171 of revised tentative seniority list of AEs, 2019) shall get deleted due to insertion of Shri Rachpaul Chand (SC), Diploma Holder at the same place. As a sequel, the name of Shri S. L. Thappa (SC) shall stand deleted from the seniority list of Assistant Engineers (Electric) and he shall be placed at the appropriate place in the final seniority list of Junior Engineers (Diploma Holders) ; and

Whereas, the names of Shri Rana Vijay Chand, Shri M. A. Mir, Shri Hashim Rather, Shri S. K. Ahmad, Shri M. Y. Malik, Shri Yoginder Saproo, Shri M. Khalil Ahanger, Shri P. D. S. Jamwal and Shri Gul Bhat Qazi figuring at the last para of the Minutes of DPC dated 06-08-2002 read with PSC clarification communicated vide letter dated 29-01-2003 have been pushed down by the J&K PSC and have accordingly been reflected in the final seniority list of Junior Engineers at the appropriate places ; and

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Whereas, vide Government Order No. 280-PDD of 2008 dated 01-09-2008, a tentative seniority list of one hundred and seventy three (173) Assistant Engineers (Electric) was issued, which was quashed by the Hon'ble High Court vide Order dated 10-03-2010 passed in SWP No. 200/2010 titled Jalal-ud-Din Bhadur and Nazir Ahmad Mir V/s State and others ; and

Whereas, a number of officers were earlier regularized from different dates on substantive basis by the DPC/PSC, but their names were not mentioned in the clarification conveyed by the J&K PSC vide their letter dated 29-01-2003 as result of which these officers despite being regularized as Assistant Engineers (E) were not figuring in any seniority list of the category, which had necessitated incorporation of their names at the appropriate places as per their dates of regularization in the seniority list of AEs, in order to avoid any further ambiguity on this account, as these officers were time and again approaching the department in this behalf ; and

Whereas, in the absence of a final seniority list of the category containing names of all the officers who have been from time-to-time regularized by the DPC/PSC, the case regarding regularization of the officers as AEEs and above could not be materialized, as such it has become imperative to incorporate/indicate all the regularized officers in the seniority list so that the exact position of the officers is known to all the members of the service, besides to pave the way for regularization of the officers on substantive basis ; and

Whereas, vide Circular No. PDD/HRM/05/17(AE) dated 01-06-2018, another tentative seniority list of two hundred and eighty seven (287) Assistant Engineers (Electric) was issued for inviting objections in the matter from the members of the service within the stipulated period of time. In response, fifty four (54) objections were received which were examined thoroughly viz-a-viz with reference to the records available in the HRM Section, PDD ; and

Whereas, vide another Circular No. PDD/HRM/05/17(AE) dated 10-04-2019, revised tentative seniority list of three hundred and eighteen (318) Assistant Engineers (Electric) including the leftover forty (40) officers who do not figure in communication dated 29-01-2003, but figure in earlier communications of J&K PSC was issued for inviting objections in the matter from the members of the service within the stipulated period of time ; and

Whereas, in response to the revised tentative seniority list of AEs

Whereas, after incorporating all the recommendations of Public Service Commission conveyed vide Nos. PSC Letter No. PSC/DPC/JE/PDD/16/2000 dated 05-12-2000, read with PSC/DPC/PDD/15-17/2001 dated 20-09-2001 and as per communication dated 29-01-2003 and scrutinizing all the objections received against tentative/revised seniority list of Assistant Engineers (Electric) dated 01-06-2018 and 10-04-2019 respectively, the final seniority list of Assistant Engineers (Electric) has been prepared ; and

- (i) Government Order No. 10-PDD of 2001 dated 5-01-2001 ;
- (ii) Communication Nos. PSC letter No. PSC/DPC/JE/PDD/16/2000 dated 05-12-2000 read with PSC/DPC/PDD/15-17/2001 dated 20-09-2001 ;
- (iii) Communication No. PSC/DPC/PDD/14/2000/AEE dated 29-01-2003 of PSC ;
- (iv) Government Order No. 14-PDD of 2004 dated 23-01-2004 ;
- (v) Government Order No. 113-PDD of 2007 dated 26-04-2007 ;
- (vi) Government Order No. 143-PDD of 2007 dated 18-06-2007 ;
- (vii) Government Order No. 359-PDD of 2008 dated 17-12-2008 ;
- (viii) Government Order No. 84-PDD of 2011 dated 14-03-2011 ;
- (ix) Tentative seniority list of AEs issued vide Circular No. PDD/HRM/05/17(AE) dated 01-06-2018 ;
- (x) Revised tentative seniority list of AEs issued vide Circular No. PDD/HRM/05/17(AE) dated 10-04-2019 ;
- (xi) Communication No. PSC/DPC/PDD/26/2019-Partfile dated 30-05-2019 of PSC.

Now, therefore, the final seniority list of Assistant Engineers (Electric) Degree/Diploma Holders is hereby issued, as on 10-07-2019, forming Annexure to this order for information of all the concerned members of the service(s) which shall be subject to the final outcome of the Writ Petition(s), if any, pending consideration before any competent Court(s) of Law.

- (i) The date(s) of birth recorded in the seniority list shall not be taken as authentic and shall be subject to further verification with reference to the service book and matriculation certificate(s) of the concerned member(s) of the service ;
- (ii) The category status as mentioned against the name(s) of the members of the service in the seniority list shall also not be treated as authentic and shall be subject to further verification/validity of the same from the concerned issuing authorities.

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*Annexure-I to Govt. Order No. 128-PDD of 2019 dated 10-07-2019.*

**Final Seniority List of Assistant Engineers (Electric) Degree/Diploma Holders, 2019.**

S. No.	Name of the Engineer	Qual.	Cat.	Date of Birth (DOB)	Date of Regul./ Appt. as AE	Present Post Held/Status	Remarks
1	2	3	4	5	6	7	8
1.	R. K. Pajnoo	BE		NA	01-12-1987	Retired	
2.	G. D. Sapolia	BE		18-Jan-54	01-12-1987	Retired	
3.	R. C. Sharma	Dip.		10-Jul-43	01-12-1987	Retired	
4.	Bansi Lal Pandita	Dip.		16-Aug-43	01-12-1987	Retired	
5.	Ghulam Nabi Sahaf	Dip.		6-Dec-42	01-12-1987	Retired	
6.	Nazir Ahmad	Dip.		7-Jul-46	01-12-1987	Retired	
7.	Mohd Aslam Khan	Dip.		19-Sep-47	01-12-1987	Retired	
8.	Shamsud-din	Dip.		10-Apr-46	01-12-1987	Retired	
9.	Roop Lal Gupta	Dip.		16-Apr-46	01-12-1987	Retired	

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1	2	3	4	5	6	7	8
10.	Mohd Aslam Kamili	Dip.		3-Apr-44	01-12-1987	Retired	
11.	Ghulam Nabi Sheikh	Dip.		7-Jul-46	01-12-1987	Retired	
12.	V. K. Gupta	Dip.		3-Aug-44	01-12-1987	Retired	
13.	Mohd Ashraf Ahanger	Dip.		27-Dec-47	01-12-1987	Retired	
14.	Krishan Lal Bhatia	Dip.		5-Sep-46	01-12-1987	Retired	
15.	K. S. Salathia	Dip.		26-Aug-47	01-12-1987	Retired	
16.	A. K. Tickoo	Dip.		3-Sep-44	01-12-1987	Retired	
17.	S. C. Gupta	Dip.		7-Nov-46	01-12-1987	Retired	
18.	A. K. Raina	Dip.		18-Nov-46	01-12-1987	Retired	
19.	A. M. Rather	Dip.		15-Jun-45	01-12-1987	Retired	
20.	Mohd Yousuf Sheikh	Dip.		3-Nov-44	01-12-1987	Retired	
21.	Janak Raj Gupta	Dip.		26-Jul-44	01-12-1987	Retired	
22.	Paras Ram Angurala	BE	SC	15-Aug-60	01-12-1991	I/c CE	



23.	Nasib Singh	BE	ST	4-May-62	01-12-1991	I/c CE
24.	Kuldeep Raj	Dip.	SC	29-Nov-59	01-12-1991	I/c Xen
25.	P. K. Thusoo	Dip.		2-Jun-44	01-12-1991	Retired
26.	Vinod Kumar Channa	BE		2-Mar-54	01-12-1992	Retired
27.	Parveen Kumar Gupta	BE		9-Jan-56	01-12-1992	Retired
28.	Syed Jamil Ahmad	BE		2-May-56	01-12-1992	Retired
29.	Avinash Dubey	BE		16-Oct-59	01-12-1992	I/c DCP
30.	Tufail Mushtaq	BE		23-Mar-56	01-12-1992	Retired
31.	Suman Kumar	BE		3-Feb-53	01-12-1992	Retired
32.	Showkat Ahmad Banday	BE		14-Apr-58	01-12-1992	Retired
33.	V. K. Sarangal	BE	SC	3-Feb-63	01-12-1992	I/c SE
34.	L. K. Gupta	Dip.		12-Sep-44	01-12-1992	Retired
35.	S. R. Sharma	Dip.		10-Aug-44	01-12-1992	Retired
36.	Sham Lal	Dip.		7-Jun-44	01-12-1992	Retired

1	2	3	4	5	6	7	8
37.	Mukhtar Ahmad Ahanger	BE		15-Sep-51	01-12-1993	Retired	
38.	K. S. Chowdhary	BE		28-Aug-55	01-12-1993	Retired	
39.	Tajamul Hussain	BE		10-Apr-57	01-12-1993	Retired	
40.	Abdul Qayoom Sofi	BE		2-Mar-56	01-12-1993	Retired	
41.	Deepak Kumar Sharma	BE		21-May-51	01-12-1993	Retired	
42.	Shakti Prakash	BE		23-Feb-52	01-12-1993	Retired	
43.	Mehraj-ud-Din	BE		3-May-52	01-12-1993	Retired	
44.	Bashir Ahmad Baba	BE		5-Jun-58	01-12-1993	Retired	
45.	Bashir Ahmad Ganai	BE		8-Aug-53	01-12-1993	Retired	
46.	Mohammad Hussain Gani	BE		NA	01-12-1993	Retired	
47.	Padam Dev Raj	Dip.		17-Jul-44	01-12-1993	Retired	
48.	Inderjeet Malhotra	Dip.		5-Jan-45	01-12-1993	Retired	
49.	Guru Dass Sharma	Dip.		3-Aug-46	01-12-1993	Retired	

50.	Sunil Kumar	BE	20-Apr-64	03-03-1994	I/c CE
51.	Manhar Gupta	BE	16-Sep-64	03-03-1994	I/c CE
52.	Gurmeet Singh	BE	13-Mar-61	03-03-1994	I/c CE
53.	Bashir Ahmad Dar	BE	28-Aug-62	03-03-1994	I/c Secy. (Tech.)
54.	Rohila Wani	BE	16-Sep-65	03-03-1994	I/c CE
55.	D. P. S. Bali	BE	3-Jun-62	03-03-1994	I/c SE
56.	Irshad Ahmad Bhat	BE	2-Mar-55	03-03-1994	Retired
57.	Sanjeev Rathore	BE	10-Nov-56	03-03-1994	Retired
58.	Naseer Ahmad Khan	BE	5-Jan-60	03-03-1994	I/c CE
59.	Javid Yousuf Dar	BE	21-Dec-63	03-03-1994	I/c CE
60.	Ashwani Kumar Sachdeva	BE	13-Feb-64	03-03-1994	I/c CE
61.	Hashmat Yousuf Qazi	BE	11-Aug-63	03-03-1994	I/c SE
62.	Sudhir Kumar Gupta	BE	21-Aug-61	03-03-1994	I/c CE

1	2	3	4	5	6	7	8
63.	Fayaz Ahmad Beigh	BE		22-Feb-62	03-03-1994	I/c CE	
64.	Ajaz Ahmad Dar	BE		7-Feb-62	03-03-1994	I/c CE	
65.	Mohammad Arshed Khan	BE		NA	03-03-1994	Left	
66.	Archna Gupta	BE		9-Dec-61	03-03-1994	I/c CE	
67.	Anwar Suban	BE		11-Apr-59	03-03-1994	Retired	
68.	Narinder Koul	BE		NA	03-03-1994	Left	
69.	Mohammad Yousuf Baba	BE		10-Nov-62	03-03-1994	I/c SE	
70.	Farooq Ahmad	BE		2-Jan-56	03-03-1994	Retired	
71.	Bodh Raj	BE		NA	03-03-1994	Left	
72.	Bashir Ahmad Wani	BE		1-Jun-63	03-03-1994	Expired	Expired as I/c SE
73.	Muzaffer Mukhtiar Shah	BE		5-Jan-64	03-03-1994	I/c SE	
74.	Sanjeev Kailoo	BE		2-Jul-57	03-03-1994	Retired	

75.	Tasaduq Rasool Banday	BE		NA	03-03-1994	Left	
76.	Ghulam Rasool Khanday	BE		17-May-65	03-03-1994	I/c SE	
77.	Rajan Gupta	BE		1-Mar-65	03-03-1994	I/c SE	
78.	Sandeep Seth	BE		10-Oct-64	03-03-1994	I/c SE	
79.	Manzoor Ahmad Zargar	BE		2-May-56	03-03-1994	Retired	
80.	Latif Ahmad Shah	BE		9-Jul-63	03-03-1994	I/c SE	
81.	Arvinder Kumar Chibber	BE		22-Oct-62	03-03-1994	I/c SE	
82.	Ajay Kumar Koul	BE		30-Apr-63	03-03-1994	I/c SE	
83.	Jalal-ud-Din Bahadur	BE		13-Nov-53	01-12-1994	Retired	
84.	Ramesh Chander	BE	SC	5-May-62	01-12-1994	Expired	Expired as I/c SE
85.	Ghulam Ahmad Mir	BE	ST	3-Feb-63	01-12-1994	I/c SE	
86.	R. K. Khajuria	Dip.		26-Feb-47	01-12-1994	Retired	
87.	Nazir Ahmad Mir	BE		3-Jun-52	01-12-1995	Retired	
88.	Mohammad Shafi Ghasi	BE		17-Oct-54	01-12-1995	Retired	

1	2	3	4	5	6	7	8
89.	Rafiq Ahmad Sofi	BE		14-Sep-54	01-12-1995	Retired	
90.	Abdul Rashid Wani	BE		5-Oct-57	01-12-1995	Retired	
91.	Abdul Ahad Pandit	BE		18-Mar-50	01-12-1995	Retired	
92.	Virender Mohan Tutoo	BE		20-Dec-55	01-12-1995	Retired	
93.	Rattan Deep Verma	BE		4-Sep-52	01-12-1995	Retired	
94.	Imtiyaz Fida	BE		14-Jul-52	01-12-1995	Expired	Expired as I/c AEE on 27-05-2006
95.	Inderjeet Singh	BE		13-May-51	01-12-1995	Retired	
96.	Bavinder Kundal	BE	SC	23-Mar-64	01-12-1995	I/c SE	
97.	Baldev Singh	BE		17-Nov-58	01-12-1995	Retired	
98.	Bashir Ahmad Baqal	BE		3-Oct-56	01-12-1995	Retired	
99.	Sher Singh	BE		3-Mar-58	01-12-1995	Retired	
100.	Ghulam Mustafa Dar	BE		3-May-58	01-12-1995	Expired	Expired as AE in Dec-2000

101.	Ghulam Nabi Wani	BE		22-Feb-55	01-12-1995	Retired	
102.	Shiv Dev Singh	BE		3-Jun-59	01-12-1995	I/c SE	
103.	R. K. Koul	BE		13-Apr-51	01-12-1995	Retired	
104.	Mumtaz Ahmad	BE	ST	1-Nov-65	01-12-1995	I/c SE	
105.	Muzaffar Jan Mattoo	BE		11-Apr-59	01-12-1995	Retired	
106.	Ghulam Mohammad Mir	BE		5-Jun-57	01-12-1995	Retired	
107.	Raj Kumari	BE	SC	18-Jun-63	01-12-1995	I/c SE	
108.	Ghulam Rasool Ahanger	BE		5-Jul-56	01-12-1995	Expired	Expired as I/c AEE
109.	K. L. Razdan	Dip.		27-Mar-45	01-12-1995	Retired	
110.	J. K. Koul	Dip.		5-May-45	01-12-1995	Retired	
111.	Mohan Lal Gupta	Dip.		8-Jun-45	01-12-1995	Retired	
112.	N. R. Sharma	Dip.		11-Jul-46	01-12-1995	Retired	
113.	Mushtaq Ahmad Farooqi	Dip.		12-Aug-46	01-12-1995	Retired	
114.	Chaman Lal	Dip.	SC	24-Dec-52	01-12-1995	Retired	

1	2	3	4	5	6	7	8
115.	R. L. Sharma	Dip.		13-Sep-46	01-12-1995	Retired	
116.	K. D. Sharma	Dip.		3-Dec-45	01-12-1995	Retired	
117.	Muneeb Ahmad	BE		22-Feb-59	01-12-1996	Retired	
118.	Roshan Lal Koul	BE		3-Aug-55	01-12-1996	Retired	
119.	Gaginder Singh	BE		3-Sep-54	01-12-1996	Retired	
120.	Sunil Kumar Koul	BE		3-Dec-54	01-12-1996	Retired	
121.	Mohammad Shafi	BE	RBA	15-Jan-57	01-12-1996	Retired	
122.	Mirza Ajaz Ahmad	BE		8-Apr-57	01-12-1996	Retired	
123.	Ajaz Ahmad Khan	BE		24-Nov-57	01-12-1996	Retired	
124.	A. K. Huskar	Dip.		14-Aug-45	01-12-1996	Retired	
125.	V. K. Sharma	Dip.		3-Sep-46	01-12-1996	Retired	
126.	Suhail Ahmad Naqshbandi	BE		2-Mar-58	01-12-1997	Vol. Retirement 2013	



127.	Abdul Karim Bhat	BE		10-Nov-57	01-12-1997	Retired
128.	Maqbool Hussain	Dip.	ST	15-Oct-62	01-12-1997	I/c Xen
129.	Yash Pal Bhagat	BE	SC	21-Jan-60	14-09-1998	I/c SE
130.	Mohammad Munawar Sheikh	BE		3-Aug-56	14-09-1998	Retired
131.	Ashok Kumar	BE	RBA	13-Aug-58	14-09-1998	Retired
132.	Sunil Chander Kotwal	BE		3-Mar-58	14-09-1998	Retired
133.	Ajaz Noor Ahmad	BE		26-Oct-56	14-09-1998	Retired
134.	Karam Chand	BE	ST	30-Jun-65	14-09-1998	I/c SE
135.	Parvez Ahmad	BE		15-May-59	14-09-1998	Retired
136.	Ghulam Nabi Bhat	BE		2-Feb-55	14-09-1998	Retired
137.	Avtar Singh	BE		8-May-57	14-09-1998	Retired
138.	D. K. Cherwoo	BE		15-May-58	14-09-1998	Retired
139.	Abdul Khaliq Sofi	BE		10-Jun-54	14-09-1998	Retired
140.	J. M. Singh Wazir	BE		10-Jun-52	14-09-1998	Retired

1	2	3	4	5	6	7	8
141.	Mohan Lal Langeh	BE	SC	NA	14-09-1998	I/c Xen	
142.	P. K. Langer	BE		NA	14-09-1998	Retired	
143.	Umesh Parihar	BE		15-Jun-61	14-09-1998	I/c SE	
144.	K. K. L. Khajuria	Dip.		7-Feb-47	14-09-1998	Retired	
145.	G. H. Wani	Dip.		8-Apr-47	14-09-1998	Retired	
146.	Randhir Singh	Dip.		9-Jun-47	14-09-1998	Retired	
147.	S. L. Gupta	Dip.		11-Jul-47	14-09-1998	Retired	
148.	K. K. Sharma	Dip.		14-May-47	14-09-1998	Retired	
149.	Ramesh Chander	Dip.		10-Mar-45	14-09-1998	Retired	
150.	P. A. Wani	BE		NA	26-12-2000	Left	
151.	Balbir Singh	BE		30-Oct-57	26-12-2000	Retired	
152.	T. K. Pandita	BE		18-Sep-54	26-12-2000	Retired	
153.	Joginder Singh	BE		18-Nov-57	26-12-2000	Retired	

154.	Dara Singh	BE		18-May-56	26-12-2000	Retired
155.	A. K. Watal	BE		10-Apr-54	26-12-2000	Retired
156.	M. S. Bali	BE		18-Nov-55	26-12-2000	Retired
157.	Sunil Kumar	BE		3-Aug-55	26-12-2000	Retired
158.	V. K. Munshi	BE		20-Dec-55	26-12-2000	Retired
159.	S. Fathey Singh	BE		15-Apr-54	26-12-2000	Retired
160.	Habib Choudhary	BE	ST	20-May-67	26-12-2000	I/c SE
161.	Santosh Kumar	BE	SC	15-Mar-61	26-12-2000	I/c Xen
162.	T. K. Koul	BE		NA	26-12-2000	Retired
163.	V. K. Dhar	BE		NA	26-12-2000	Retired
164.	Charanjeet Singh	BE		3-Nov-53	26-12-2000	Retired
165.	Fareed Ahmad Tak	BE		2-Dec-60	26-12-2000	I/c AEE
166.	Hamid Ullah Wani	BE		1-Aug-61	26-12-2000	I/c SE
167.	Mohammad Shafi Wani	BE		15-Jun-59	26-12-2000	I/c SE

1	2	3	4	5	6	7	8
168.	Rakesh Sharma	BE		3-Jun-57	26-12-2000	Retired	
169.	Asgar Hussain	BE		10-Dec-61	26-12-2000	I/c SE	
170.	Vinod Kumar Gandotra	BE		2-Jan-60	26-12-2000	I/c SE	
171.	Ramesh Chander	Dip.		18-Jun-47	26-12-2000	Retired	
172.	Rachpal Chand	Dip.	SC	21-Jan-60	26-12-2000	I/c Xen	
173.	R. K. Jain	Dip.			26-12-2000	Retired	
174.	A. H. Sheikh	Dip.			26-12-2000	Retired	
175.	V. K. Razdan	Dip.			26-12-2000	Retired	
176.	H. R. Gupta	Dip.			26-12-2000	Retired	
177.	A. K. Rashid	Dip.		20-Aug-47	26-12-2000	Retired	
178.	Mohammad Abdullah Dar	BE		20-Apr-55	24-01-2001	Retired	
179.	Nassarullah Jan	BE		22-Sep-61	24-01-2001	I/c SE	
180.	Abdul Rashid Bhat	BE		2-Jun-59	24-01-2001	I/c SE	

181.	Hans Raj Gupta	BE		3-Jun-55	24-01-2001	Retired	
182.	Svarkar Fatehpuri	BE	SC	21-Feb-66	24-01-2001	Expired	Expired as I/c Xen
183.	Muneer Ahmad Mir	BE		1-Jan-61	24-01-2001	I/c SE	
184.	Mohammad Shafi Shah	BE		2-May-59	24-01-2001	Retired	
185.	Mohammad Zaffarullah Khan	BE		17-Dec-57	24-01-2001	Retired	
186.	Ravinder Kumar Sharma	BE		30-Sep-60	24-01-2001	I/c Xen	
187.	Tsewang Paljor	BE	ST	15-Sep-66	24-01-2001	I/c Xen	
188.	Wali Mohammad Mir	BE	RBA	2-Mar-61	24-01-2001	I/c Xen	
189.	R. C. Sharma	BE	RBA	5-Sep-60	24-01-2001	I/c Xen	
190.	Gulzar Ahmad Kuchay	BE		10-Apr-60	24-01-2001	I/c Xen	
191.	Syed Mohammad Nayeem	BE		27-Mar-57	24-01-2001	Retired	
192.	Ashok Kumar Gupta-I	BE		15-Dec-59	24-01-2001	I/c Xen	
193.	Afaq Ahmad Naqash	BE		20-May-61	24-01-2001	I/c Xen	

1	2	3	4	5	6	7	8
194.	Kamal Kishore Thappa	BE	SC	20-Dec-65	24-01-2001	I/c Xen	
195.	Suraj Prakash Sharma	BE		3-May-57	24-01-2001	Retired	
196.	Mohammad Amin Zonga	BE		9-May-60	24-01-2001	I/c Xen	
197.	Ghulam Rasool Khan	BE		1-Aug-57	24-01-2001	Retired	
198.	Ravinder Kumar	BE		3-Aug-50	24-01-2001	Retired	
199.	Tarlochan Singh	BE		3-Dec-50	24-01-2001	Retired	
200.	Om Prakash Abrol	Dip.		25-Oct-47	24-01-2001	Retired	
201.	K. L. Durani	Dip.		23-May-47	24-01-2001	Retired	
202.	G. L. Anand	Dip.		23-Feb-47	24-01-2001	Retired	
203.	P. L. Machama	Dip.		5-Jun-47	24-01-2001	Retired	
204.	Bal Krishan	Dip.		17-Aug-47	24-01-2001	Retired	
205.	D. R. Upadhyay	Dip.		29-Nov-46	24-01-2001	Retired	
206.	S. C. Verma	Dip.		28-Dec-46	24-01-2001	Retired	

207.	Hilal Ahmad Sheikh	BE		23-Feb-62	30-01-2001	I/c Xen	
208.	Pankaj Gupta	BE		3-Feb-60	30-01-2001	I/c Xen	
209.	Asha Ram Sharma	BE		3-Sep-60	30-01-2001	Left	
210.	S. Amlak Singh	BE		3-Sep-59	30-01-2001	I/c Xen	
211.	Nazir Ahmad	Dip.		28-Mar-47	30-01-2001	Retired	
212.	B. N. Singh	BE		15-Aug-51	23-02-2001	Retired	
213.	Bachan Lal Paroch	Dip.	SC	16-Dec-57	23-02-2001	Retired	
214.	Rameshwar Kumar Sharma	BE		7-Oct-58	01-03-2001	Retired	
215.	Rajinder Prakash Gupta	BE		NA	01-03-2001	Retired	
216.	Nagesh Kumar Gupta	BE		28-Jan-60	01-03-2001	Expired	Expired as I/c Xen
217.	Ashok Kumar Gupta-II	BE		13-Jun-60	01-03-2001	I/c Xen	
218.	Inder Singh	Dip.		28-Jan-48	01-03-2001	Retired	
219.	Anil Kumar Koul	BE		1-Apr-63	26-04-2001	Left	
220.	Sham Lal	BE		12-Oct-58	26-04-2001	Retired	

1	2	3	4	5	6	7	8
221.	Rajinder Kumar Kohli	BE		15-Dec-60	26-04-2001	I/c Xen	
222.	Sundresh Verma Kumar	BE		13-May-61	26-04-2001	I/c Xen	
223.	R. K. Malla	BE		23-Feb-57	26-04-2001	Retired	
224.	S. C. Gupta	BE		2-Jan-59	26-04-2001	Retired	
225.	Neeraj Sharma	BE		16-Nov-64	26-04-2001	I/c Xen	
226.	Inderjeet Sharma	BE		15-Jul-60	26-04-2001	I/c Xen	
227.	Rajinder Kumar Gupta	BE		27-Aug-63	26-04-2001	I/c Xen	
228.	Ghulam Qadir Dar	BE		9-Feb-61	26-04-2001	I/c Xen	
229.	Fazal Rehman Shahdad	BE		15-Mar-63	26-04-2001	I/c Xen	
230.	Sanjeev Jain	BE		4-Apr-63	26-04-2001	I/c Xen	
231.	R. K. Gupta	BE		15-Jul-60	26-04-2001	I/c Xen	
232.	Mushtaq Ahmad Shah	BE		15-Mar-63	26-04-2001	I/c Xen	
233.	Azher Aftab Vakil	BE		1-Jan-63	26-04-2001	I/c Xen	



234.	Shiv Kumar	BE		9-Sep-62	26-04-2001	I/c Xen	
235.	S. Neel Kanwal Singh	BE		3-Jan-62	26-04-2001	I/c Xen	
236.	Gulzar Ahmad Najar	BE		25-Mar-59	26-04-2001	Expired	Expired as I/c AEE
237.	Davinder Singh Bedi	BE		11-Sep-61	26-04-2001	I/c Xen	
238.	Anil Gupta	BE		1-Apr-63	26-04-2001	I/c Xen	
239.	Ajaz Ahmad Guroo	BE		NA	26-04-2001	Left	
240.	Jatinder Singh	BE		25-Dec-61	26-04-2001	I/c Xen	
241.	Ms. Meenakshi Razdan	BE		13-Jun-62	26-04-2001	I/c Xen	
242.	Mushtaq Hussain Wani	BE		23-Mar-59	26-04-2001	Retired	
243.	Mohinder Singh	Dip.		5-Jan-48	26-04-2001	Retired	
244.	Paramjit Singh	Dip.		28-Dec-47	26-04-2001	Retired	
245.	Munshi Khan	Dip.	ST	31-Jan-61	26-04-2001	I/c Xen	
246.	S. C. Gupta	Dip.		25-Mar-48	26-04-2001	Retired	
247.	K. L. Tak	Dip.		12-Nov-46	26-04-2001	Retired	

1	2	3	4	5	6	7	8
248.	S. S. Peer	Dip.		23-Feb-48	26-04-2001	Retired	
249.	K. H. Nazki	Dip.		15-Mar-48	26-04-2001	Retired	
250.	N. J. Koul	Dip.		14-Jan-48	26-04-2001	Retired	
Slots reserved for Junior Engineers placed as I/c Assistant Engineers (Electric) under departmental promotion quota between 27-04-2001 to 22-01-2004 subject to clearance from J&K Public Service Commission/DPC							
251.	Vikas Anand	BE		10-Oct-70	23-01-2004	I/c Xen	
252.	Aaquib Sultana Waheed Deva	BE		15-Oct-71	23-01-2004	I/c Xen	
253.	Sanjeev Rohmetra	BE		15-Jun-69	23-01-2004	I/c Xen	
254.	Shurjeel Gani Lalla	BE		3-Apr-72	19-02-2004	I/c Xen	
255.	Nisar Ahmad Lone	BE		2-Aug-69	23-01-2004	I/c Xen	
256.	Mohammad Hussain Shah	BE		20-Mar-71	23-01-2004	I/c Xen	
257.	Jarnail Singh	BE		23-Sep-63	23-01-2004	I/c Xen	
258.	Dalbir Singh	BE		19-Aug-68	23-01-2004	I/c AEE	
259.	Tejinder Paul Singh	BE		28-Feb-66	23-01-2004	I/c AEE	

260.	Ajay Sawhney	BE		NA	23-01-2004	Left
261.	Sanjay Sharma	BE	RBA	29-Sep-66	23-01-2004	I/c Xen
262.	Mohammad Maqbool Naik	BE	RBA	8-Sep-65	23-01-2004	I/c Xen
263.	Javaid Ahmad Dar	BE	RBA	28-Feb-69	23-01-2004	I/c Xen
264.	Arshad Hussain Reshi	BE	RBA	1-Oct-69	23-01-2004	I/c Xen
265.	Vijay Kumar Balmotra	BE	SC	NA	23-01-2004	I/c AEE
266.	Sanjay Kumar Bhagat	BE	SC	4-Jan-70	23-01-2004	I/c Xen
267.	Ravi Kant Kalsotra	BE	SC	17-May-72	23-01-2004	I/c AEE
268.	Shah Mohammad	BE	ST	18-Mar-69	23-01-2004	I/c Xen
269.	Surjeet Singh	BE	ALC	20-Jul-65	23-01-2004	I/c Xen
<p>Slots reserved for Junior Engineers placed as I/c Assistant Engineers (Electric) under departmental promotion quota between 01-01-2005 to 25-04-2007 subject to clearance from J&amp;K Public Service Commission/DPC</p>						
270.	Vikram Jeet Singh	BE	PSC	31-Aug-79	26-04-2007	I/c AEE
271.	Umar Majid Kamili	BE	PSC	7-Jul-80	26-04-2007	I/c AEE
272.	Nisar Ahmad Rather	BE	PSC	NA	26-04-2007	I/c AEE

1	2	3	4	5	6	7	8
273.	Rajni Jij	BE	PSC	NA	26-04-2007	I/c AEE	
274.	Shiv Raj Sharma	BE	PSC	12-Mar-81	26-04-2007	I/c AEE	
275.	Sandeep Bhat	BE	PSC	NA	26-04-2007	I/c AEE	
276.	Mohammad Saleem Dar	BE	PSC	NA	26-04-2007	I/c AEE	
277.	Hamidullah Thokar	BE	PSC	NA	26-04-2007	I/c AEE	
278.	Bhanu Pratab Singh Jamwal	BE	PSC	4-Oct-76	26-04-2007	I/c AEE	
279.	Ashq Hussain Untoo	BE	PSC	1-Jan-72	26-04-2007	I/c AEE	
280.	Vikas Gupta	BE	PSC	13-Apr-80	26-04-2007	I/c AEE	
281.	Vikas Khajuria	BE	PSC	NA	26-04-2007	I/c AEE	
282.	Ashwani Sharma	BE	PSC	NA	26-04-2007	I/c AEE	
283.	Manzoor Ahmad Wani	BE	PSC	1-Jan-74	26-04-2007	I/c AEE	
284.	Sunil Kumar	BE	OBC	4-Jan-77	26-04-2007	I/c AEE	
285.	Mohammad Ishaq Bhat	BE	PSC	NA	26-04-2007	I/c AEE	

286.	Shazia Jan	BE	PSC	10-Apr-81	26-04-2007	I/c AEE	
287.	Ajaz Rasool Kirmani	BE	PSC	14-Aug-78	26-04-2007	I/c AEE	
288.	Gurvinder Singh	BE	PSC	NA	26-04-2007	I/c AEE	
289.	Mudassir Ahmad Kakroo	BE	PSC	NA	26-04-2007	I/c AE	
290.	Ajay Pal Singh	BE	PSC	20-Jan-80	26-04-2007	I/c AEE	
291.	Rajnesh Kumar	BE	PSC	27-Mar-81	26-04-2007	I/c AEE	
292.	Javaid Iqbal Tak	BE	PSC	NA	26-04-2007	I/c AEE	
293.	Mudasir Amin Tibet Baqal	BE	PSC	24-Nov-78	26-04-2007	I/c AEE	
294.	Simar Pal Singh	BE	OBC	NA	26-04-2007	I/c AEE	
295.	Bilal Ahmad Bhat	BE		02-Nov-77	08-03-2011	I/c AEE	Notionally W. E. F. 26-04-07
296.	Sudhir Kumar Sharma	BE	RBA	NA	26-04-2007	I/c AEE	
297.	Sunil Kumar	BE	RBA	21-Mar-78	26-04-2007	I/c AEE	

1	2	3	4	5	6	7	8
298.	Rakesh Sharma	BE	RBA	10-Jan-79	26-04-2007	I/c AEE	
299.	Sunil Gupta	BE	RBA	1-Apr-82	26-04-2007	I/c AEE	
300.	Imtiyaz Ahmad Sheikh	BE	RBA	1-Oct-78	26-04-2007	I/c AEE	
301.	Junaid Ahmad	BE	RBA	1-Dec-73	26-04-2007	I/c AEE	
302.	Aijaz Ahmad Bhat	BE	RBA	NA	26-04-2007	I/c AEE	
303.	Amit Hanjura	BE	RBA	NA	23-10-2007	I/c AEE	Notionally W. E. F. 26-04-07
304.	Raminder Paul Singh	BE	RBA	25-Oct-76	08-03-2011	I/c AEE	Notionally W. E. F. 26-04-07
305.	Reena Lochan	BE	SC	NA	26-04-2007	I/c AEE	
306.	Anita Karalia	BE	SC	NA	26-04-2007	I/c AEE	
307.	Attar Pal Singh	BE	SC	20-Apr-80	26-04-2007	I/c AEE	
308.	Gulam Mohd. Qari	BE	ST	15-Apr-73	26-04-2007	I/c AEE	

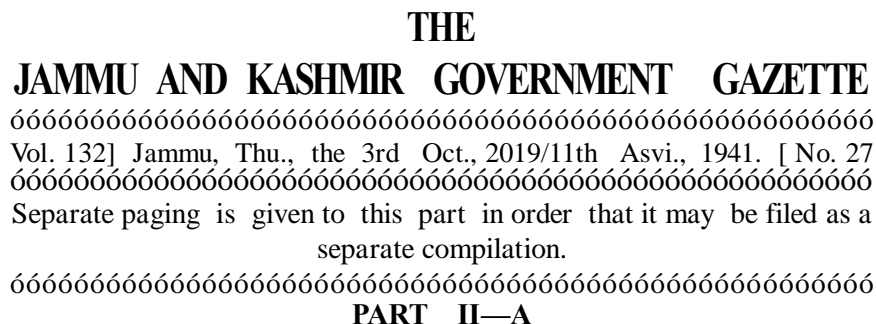
309.	Anwar Hussain	BE	ST	3-Mar-78	26-04-2007	I/c AEE	
310.	Sajad Tariq	BE	ST	18-Apr-80	26-04-2007	I/c AEE	
311.	Sarfaraz Ahmad	BE	ST	NA	26-04-2007	I/c AEE	
312.	Ravi Kumar Singh	BE	ALC	5-Mar-76	26-04-2007	I/c AEE	
313.	Rajinder Singh	BE	ALC	4-Jun-78	26-04-2007	I/c AEE	
314.	Rinchen Wangmo	BE	ST	3-Mar-77	18-06-2007	I/c AEE	
315.	Neelam Digra	BE	SC	24-Nov-81	17-12-2008	I/c AEE	G. O. No. 359- PDD of 2008
<p>Slots reserved for Junior Engineers placed as I/c Assistant Engineers (Electric) under departmental promotion quota between 19-06-2007, 18-12-2008 to 13-03-2011 subject to clearance from J&amp;K Public Service Commission/DPC</p>							
316.	Nitin Mahajan	BE		30-Oct-84	14-03-2011	I/c AEE	
317.	Ashraf Majid	BE		24-Apr-80	14-03-2011	I/c AEE	
318.	Gh. Nabi Malik	BE		2-Jan-74	14-03-2011	I/c AEE	
319.	Sanjeev Suman	BE	SC	12-Jul-82	14-03-2011	I/c AEE	

1	2	3	4	5	6	7	8
320.	Vinodh Kumar	BE	RBA	19-Apr-76	14-03-2011	I/c AEE	
321.	Nawaz Hussain	BE	ST	15-May-78	14-03-2011	I/c AEE	

(Sd.) SANJAY KUMAR TIKOO,

Under Secretary to the Government.





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Subject : Transfers and Postings.

In compliance with the Government Order No. 234-GAD of 2019 dated 19-02-2019, issued in General Administration Department, J&K, under endorsement No. GAD(Ser)Geni/104/2018-II dated 19-02-2019, I, the undersigned, hereby assume the charge of the office of the Deputy Commissioner/District Development Commissioner/District Magistrate/District Collector/District Election Officer, Pulwama, today on 21-02-2019, in F. N.

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54 The J&K Govt. Gazette, 3rd Oct., 2019/11th Asvi., 1941. [No. 27  
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Subject :ô Assumption of charge of the office of the Superintending  
Engineer Hydraulic Circle, Rajouri.

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In pursuance of Government Order 112-PW (Hyd) of 2019 dated  
15-02-2019, I, Manesh Kumar Bhat, I/c Superintending Engineer, do hereby  
assume the charge of the Office of the Superintending Engineer Hydraulic  
Circle, Rajouri today the 18th February, 2019 in the Forenoon.

(Sd.) MANESH KUMAR BHAT,

Superintending Engineer, Hydraulic Circle,  
Rajouri.



**THE**  
**JAMMU & KASHMIR GOVERNMENT GAZETTE**

Vol. 132] Jammu, Thu., the 3rd Oct., 2019/11th Asvi., 1941. [ No. 27

Separate paging is given to this part in order that it may be filed as a  
separate compilation.

**PART II—B**

**Notifications, Notices and Orders by the Heads of Departments.**

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GOVERNMENT OF JAMMU AND KASHMIR,  
OFFICE OF THE SPECIAL COLLECTOR, DEFENCE,  
UDHAMPUR.

Subject :ô Notification u/s 4(1) of the J&K, State Land Acquisition Act,  
1934 A.D.

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Notification

In exercise of the powers vested in me under sub section (1) of section (4) of the Jammu and Kashmir State Land Acquisition Act, 1934 AD, I, Tinna Mahajan, KAS, Special Collector, Defence, Udhampur do hereby notify the land particulars of which are given below is likely to be needed for *extension of amenities and training infrastructures to STC BSF* at Village Thill, Tehsil and District Udhampur.





Notice

I, Uttam Chand S/o Late Sh. Raja Ram R/o H. No. 335 Sector-G, Sainik Colony, Jammu am applying for correction of my father's name, which has wrongly been written as Rohlu Ram Sharma instead of Raja Ram in PAN Card bearing No. APSPC7849G. Now, I am applying for correction of the same. Objection, if any, may be conveyed to Income Tax Office within 7 days.

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Notice

My name and DOB has wrongly been written as Primla Sharma DOB 21-11-1952 instead of Pramila Devi DOB 13-02-1952 in PAN Card bearing No. FHAPS7149 E. Now, I am applying for correction of the same. Objection, if any, may be conveyed to Income Tax Office within 7 days.

Pramila Devi

D/o Charn Dass Sharma  
R/o H. No. 335-G,  
Sainik Colony,  
Jammu.

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Notice

I, Randhir Singh S/o Kartar Singh R/o Village Jandore, P/O Barwal, Tehsil and District Kathua (J&K) solemnly declare that the name and DoB of my My Wife is wrongly mentioned in the Army Record as Simta Jasrotia (DoB 01-08-1981) instead of correct name as Simta Devi and DoB as 18-03-1981 (as per her school record), which needs to be corrected. So objections, if any, may be filed to the concerned authorities.



THE

# JAMMU & KASHMIR GOVERNMENT GAZETTE

Vol. 132] Jammu, Thu., the 3rd Oct., 2019/11th Asvi., 1941. [No. 27

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## ADVERTISEMENTS—C

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GOVERNMENT OF JAMMU AND KASHMIR,  
DIRECTORATE OF FORENSIC SCIENCE LABORATORY,  
JAMMU AND KASHMIR, SRINAGAR.

Subject :ô e-NIT No. 22 of 2019 dated 10-07-2019 for supply and  
commissioning of Helix 3 Pro-cancellation thereof.

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Notice

Due to the poor response to e-NIT No. 22 of 2019 dated  
10-07-2019, the same is hereby cancelled.

(Sd.) .....

Director,  
Forensic Science Laboratory, J&K, Srinagar.

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GOVERNMENT OF JAMMU AND KASHMIR,  
DIRECTORATE OF FORENSIC SCIENCE LABORATORY,  
JAMMU AND KASHMIR, SRINAGAR.

Subject :ô e-NIT No. 24 of 2019 dated 10-07-2019 for supply and  
commissioning of CD-DVD Inspector-cancellation thereof.

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Notice

Due to the poor response to e-NIT No. 24 of 2019 dated 10-07-2019, the same is hereby cancelled.

(Sd.) .....

Director,  
Forensic Science Laboratory,  
J&K, Srinagar.

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GOVERNMENT OF JAMMU AND KASHMIR,  
DIRECTORATE OF FORENSIC SCIENCE LABORATORY,  
JAMMU AND KASHMIR, SRINAGAR.

Subject :ô e-NIT No. 56 of 2019 dated 09-07-2019 for supply and commissioning of Scanning Electron Microscope with ED X-ray Analyser (For the element level compositional analysis of sample without any destructive analysis)-cancellation thereof.

Notice

Due to the poor response to e-NIT No. 56 of 2019 dated 09-07-2019, the same is hereby cancelled.

(Sd.) .....

Director,  
Forensic Science Laboratory, J&K, Srinagar.

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GOVERNMENT OF JAMMU AND KASHMIR,  
DIRECTORATE OF FORENSIC SCIENCE LABORATORY,  
JAMMU AND KASHMIR, SRINAGAR.

Subject :ô e-NIT No. 57 of 2019 dated 09-07-2019 for supply and commissioning of Ballistic Comparison Microscope with Digital Photographic System With Accessories-cancellation thereof.

Notice

Due to the poor response to e-NIT No. 57 of 2019 dated 09-07-2019, the same is hereby cancelled.

(Sd.) .....

Director,  
Forensic Science Laboratory, J&K, Srinagar.





رجسٹرڈ نمبر جے کے۔ 33

# جموں و کشمیر گورنمنٹ گزٹ

جلد نمبر 132۔ جموں۔ مورخہ 3 اکتوبر 2019ء بمطابق 11 اسوج 1941ء ویروار نمبر 27

## اشتہارات

از عدالت سیشن جج اودھم پور  
سرکار بنام کیول کمار وغیرہ

مثل نمبر 192/سیشن تاریخ دائرہ 30-11-2016 تاریخ فیصلہ Still Pending

علت نمبر 10 سال 2016ء، تھانہ پولیس چنہنی

بجرائم زیر دفعات : 436,147,201 RPC

وارنٹ گشتی زیر دفعہ 512 ضابطہ فوجداری

بخلاف ملزم الصدر

حکم بنام اہلکاران پولیس ریاست جموں و کشمیر  
مقدمہ مندرجہ عنوان اُصدر میں آپ کو بذریعہ وارنٹ گشتی ہذا حکم  
و اختیار دیا جاتا ہے کہ آپ ملزم کرنیل چند ولد چند قوم ہندو ساکنہ دہاس  
گاریاں خرد تحصیل چنہنی ضلع اودھم پور کو جہاں کہیں بھی اندر حد و ریاست  
جموں و کشمیر دستیاب ہو، گرفتار کر کے رو برو عدالت ہذا میں پیش کریں،  
وارنٹ ہذا تا دستیابی ملزم زیر کار رہے گا۔

وارنٹ ہذا امروز 26-03-2019 کو دستخط و مہر عدالت ہذا سے

جاری ہوا۔

دستخط: سیشن جج اودھم پور۔

از عدالت جوڈیشل مجسٹریٹ (سب رجسٹرار) سرینگر

سرکار بنام محمد شریف تاس

علت نمبر 52 سال 2008ء، تھانہ پولیس کرا لہ کھڈا

بجرائم زیر دفعات : 454,380,109 RPC

وارنٹ گرفتاری عام زیر دفعہ 512 ضابطہ فوجداری

بخلاف ملزم : محمد افضل تاس ولد وزیر حسین تاس ساکنہ برنگالی

تھانہ منڈی راجوری۔

## حکم بنام : اہلکاران پولیس ریاست جموں و کشمیر

مقدمہ مندرجہ عنوان اُلصدر میں ملزم متذکرہ صدر عرصہ دراز سے غیر حاضر چلا آرہا، اس کو بارہا بطریق معمول طلب کیا گیا ہے۔ الا تاہنوز دستیاب نہ ہوا، تعمیل کنندہ نے اپنے رپورٹ میں تحریری طور اظہار کیا کہ ملزم مذکور کا کوئی اتہ پتہ نہ ہے، اور اُس کی دستیابی ناممکن ہے۔ فاضل پراسیکیوٹنگ آفسر نے اپنے بیان میں سر اجلاس اظہار کیا کہ ملزم مذکور مفرور ہے، اس طور عدالت ہذا کو اطمینان ہوا ہے کہ ملزم کو بطریق معمول طلب کرنا ناممکن ہے۔

لہذا حکم ہوا کہ ملزم متذکرہ صدر اندر حُدود ریاست جموں و کشمیر جہاں کہیں بھی دستیاب ہو، اُسے گرفتار کر کے عدالت ہذا میں پیش کریں۔ درج رہے کہ وارنٹ ہذا تا دستیابی ملزم زیر کار رہے گا۔ تحریر اُلصدر

دستخط: جوڈیشل مجسٹریٹ (سب رجسٹرار) سرینگر۔

## از عدالت پرنسپل سیشن جج سرینگر

سرکار بنام مسماہ حسینہ وغیرہ

علت نمبر 123 سال 2009ء، تھانہ پولیس پاتھ چوک

بجرائم زیر دفعات : 8/20 NDPS Act

وارنٹ گشتی زیر دفعہ 512 ضابطہ فوجداری

بخلاف ملزم : لفقل خلیل عرف سٹھ ولد محمد خلیل وانی۔

حکم بنام I G کشمیر

مقدمہ مندرجہ عنوان اُلصدر میں آپ کو لکھا جاتا ہے کہ ملزم مذکورہ کو متعدد بار وارنٹ گرفتاری بلا ضمانتی طلب کیا گیا اور ملزم کی دستیابی ممکن نہ ہو سکی اور ملزم کے خلاف کارروائی زیر دفعہ 512 ض ف عمل لائی جاتی ہے۔ اس طور ملزم کے خلاف وارنٹ گشتی عام اجراء کی جاتی ہے۔ جس کی رو سے تمام اہلکاران پولیس ریاست جموں و کشمیر کو حکم و اختیار دیا جاتا ہے کہ ملزم متذکرہ لفقل خلیل ولد خلیل وانی ریاست جموں و کشمیر اگر کہیں بھی دستیاب ہو، تو گرفتار کر کے عدالت ہذا میں رو برو پیش کریں، وارنٹ گشتی تا دستیابی ملزم زیر کار رہی گی حکم سنایا گیا۔

دستخط : پرنسپل ڈسٹرکٹ اینڈ سیشن جج سرینگر۔

EXTRAORDINARY

REGD. NO. JK6633



**THE  
JAMMU AND KASHMIR GOVERNMENT GAZETTE**

Vol. 132] Jammu, Thu., the 11th July, 2019/20th Asad., 1941. [No. 15-a

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**PART I—B**

**Jammu and Kashmir Government—Notifications.**

GOVERNMENT OF JAMMU AND KASHMIR  
CIVIL SECRETARIAT HOME DEPARTMENT

**Notification**

Srinagar, the 11th July, 2019.

SRO-442. In exercise of the powers conferred by sub-section (1) of section 545-A of the Code of Criminal Procedure, Samvat 1989 (Act No. XXIII of 1989), the Government hereby makes the following scheme for providing funds for the purpose of compensation to the victims or their dependents who have suffered loss or injury as a result of the crime and who require rehabilitation ; namely :

1. *Short title and commencement.* (1) This scheme may be called the Jammu and Kashmir Victim Compensation Scheme, 2019.

(2) The Scheme shall be deemed to have come into force w. e. f. 02-10-2018.

(2) This scheme shall also apply to the child who has suffered mental or physical trauma and is entitled to compensation under sub-section (8) of section 34 of the Jammu and Kashmir Protection of Children from Sexual Violence Act, 2018 with a modification that compensation may be awarded by the Special Court till any compensation scheme is framed under the said Act.

- (a) "Code" means the Code of Criminal Procedure, Svt. 1989 ;
- (b) "Criminal Injury Compensation Board" shall mean a Board which includes District Judge and such other co-opted persons who the District Judge feels will be of assistance particularly the District Magistrate, the Superintendent of Police, and the Chief Medical Officer/Civil Surgeon of that District or their nominee ;
- (c) "Dependent" includes husband, wife, father, mother, grandparents, unmarried daughter and minor children of the victim as determined by the State Legal Services Authority or District Legal Services Authority on the basis of the report of the Sub-Divisional Magistrate of the concerned area/Station House Officer/ Investigating Officer or on the basis of material placed on record by the dependents by way of affidavit or on its own enquiry;
- (d) "District Legal Services Authority" means the District Legal Services Authority (DLSA) constituted under section 9 of the Jammu and Kashmir Legal Services Authorities Act, 1997 (Act No. XXXIII of 1997) ;
- (e) "Form" means form appended to this notification ;

- (f) "Fund" means Victim Compensation Fund constituted under clause (4) ;
- (g) "Central Fund" means funds received from Central Victim Compensation Fund (CVCF) Scheme, 2015 ;
- (h) "Government" means 'State Government' wherever, the State Victim Compensation Scheme or the State Victim Compensation Fund is in context and "Central Government" wherever, Central Government Victim Compensation Fund Scheme is in context ;
- (i) "Injury" means any harm caused to body or mind of a person ;
- (j) "Minor" means a child who has not completed the age of 18 years ;
- (k) "Offence" means offence committed against the victim punishable under RPC or any other law applicable in the State for the time being in force ;
- (l) "Penal Code" means the Ranbir Penal Code, Svt. 1989 ;
- (m) "Schedule" means schedule applicable to this Chapter/Part of the scheme ;
- (n) "State Legal Services Authority" means the State Legal Services Authority (SLSA), as defined in Section 3 of the Jammu and Kashmir Legal Services Authorities Act, 1997 (Act No. XXXIII of 1997) ;
- (o) "Sexual Assault Victims" means victims who has/have suffered mental or physical injury or both as a result of sexual offence including sections 376 (A) to (E), section 354 (A) to (D), and section 509 Ranbir Penal Code ; and
- (p) "Victim/survivor of other crime" means a person who has suffered physical or mental injury as a result of any offence mentioned in the Schedule including sections 304 B, section 326A, section 498A Ranbir Penal Code (in case of physical injury of the nature specified in the schedule) including the attempts and abetment.





(2) An application for the award of interim/final compensation can be filed by the Victim or the dependents or the SHO of the area before concerned District Legal Services Authority in Form appended to this notification along with a copy of the First Information Report (FIR) or criminal complaint of which cognizance is taken by the court and if available medical report, death certificate, wherever applicable, copy of judgment/recommendation of court, if the trial is over shall also be appended.

Provided that in case of acid attack victim the decision making authority shall be Criminal Injury Compensation Board as directed by Hon'ble Supreme Court in Laxmi vs. Union of India W. P. CRML 129/2006 order dated 10-04-2015.

8. *Reliefs that may be awarded by the District Legal Services Authority.*ô The District Legal Services Authority may award

6 The J&K Govt. Gazette, 11th July, 2019/20th Asad., 1941. [No. 15-a  
compensation to the victim or the dependents to the extent as specified in  
the schedule appended herewith.

. . *Factors to be considered while awarding compensation.*ô  
While deciding a claim, the District Legal Services Authority may take  
into consideration the following factors relating to the loss or injury suffered  
by the victim :ô

- (a) gravity of the offence and severity of mental or physical harm or injury suffered by the victim ;
- (b) expenditure incurred or likely to be incurred on the medical treatment for physical and/or mental health including counseling of the victim, funeral, travelling during investigation/ inquiry/ trial (other than diet money) ;
- (c) loss of educational opportunity as a consequence of the offence, including absence from school/college due to mental trauma, bodily injury, medical treatment, investigation and trial of the offence, or any other reason ;
- (d) loss of employment as a result of the offence, including absence from place of employment due to mental trauma, bodily injury, medical treatment, investigation and trial of the offence, or any other reason ;
- (e) the relationship of the victim to the offender, if any ;
- (f) whether the abuse was a single isolated incidence or whether the abuse took place over a period of time ;
- (g) whether victim/female child became pregnant as a result of the offence, whether she had to undergo Medical Termination of Pregnancy (MTP)/give birth to a child, including rehabilitation needs of such child ;
- (h) whether the victim contracted a sexually transmitted disease (STD) as a result of the offence ;

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- (i) whether the victim contracted human immunodeficiency virus (HIV) as a result of the offence ;
- (j) any disability suffered by the victim as a result of the offence ;
- (k) financial condition of the victim against whom the offence has been committed so as to determine her need for rehabilitation and re-integration needs of the victim ;
- (l) in case of death, the age, the monthly income of deceased, number of dependents, life expectancy, future promotional/ growth prospects etc. ; and
- (m) any other factor which the DLSA may consider just and sufficient.

10. *Procedure for grant of compensation.* (1) Wherever, a recommendation is made by the court for compensation under sub-sections (2) and/or (3) of section 545-A of the Code, or an application is made by any victim or the dependent(s), under sub-section (4) of section 545-A of the Code, to the District Legal Services Authority, for interim compensation it shall *prima facie* satisfy itself qua compensation needs and identity of the victim. As regards the final compensation, it shall examine the case and verify the contents of the claim with respect to the loss/injury and rehabilitation needs as a result of the crime and may also call for any other relevant information necessary for deciding the claim :

Provided that in deserving cases and in all acid attack cases, at any time after commission of the offence, the District Legal Services Authority may *suo moto* or after preliminary verification of the facts proceed to grant interim relief as may be required in the circumstances of each case.

(2) The inquiry as contemplated under sub-section (5) of section 545-A of the Code, shall be completed expeditiously and the period in no case shall exceed beyond sixty days from the receipt of the claim/petition or recommendation :

Provided that in cases of acid attack an amount of rupees one lakh shall be paid to the victim within 15 days of the matter being brought to the

8 The J&K Govt. Gazette, 11th July, 2019/20th Asad., 1941. [No. 15-a  
notice of District Legal Services Authority. The order granting interim  
compensation shall be passed by District Legal Services Authority within  
7 days of the matter being brought to its notice and the State Legal Services  
Authority shall pay the compensation within 8 days of passing of the order.  
Thereafter, an amount of rupees two lakhs shall be paid to the victim as  
expeditiously as possible and positively within two months of the first  
payment :

Provided further that the victim may also be paid such further amount  
as is admissible under this Scheme.

(3) After consideration of the matter, the District Legal Services  
Authority, upon its satisfaction, shall decide the quantum of compensation  
to be awarded to the victim or the dependent(s) taking into account the  
factors enumerated in clause 9 of the Scheme, as per schedule appended  
to this notification.

Moreover, in case the victim is minor, the limit of compensation shall  
be deemed to be 50% higher than the amount mentioned in the Schedule  
appended to this chapter. The victims of Acid attack are also entitled to  
additional compensation of rupees one lakh under Prime Minister's National  
Relief Fund vide Memorandum No. 24013/94/Misc./2014-CSR-III/GoI/  
MHA dated 09-11-2016 (copy attached) . The victims of Acid Attack  
are also entitled to additional special financial assistance up to Rs. 5 lacs  
who need treatment expenses over and above the compensation paid by  
the respective State/UTs in terms of Central Victim Compensation Fund  
Guidelines-2016, No. 24013/94/Misc./ 2014-CSR.III, MHA/GoI.

(4) The State Legal Services Authority/District Legal Services  
Authority may call from any record or take assistance from any Authority/  
Establishment/individual Police/Court concerned or expert for smooth  
implementation of the Scheme.

(5) In cases where the court gives findings that the criminal complaint  
and the allegation were false, then State/District Legal Services Authority  
may initiate proceedings for recovery of compensation, if any, granted in  
part or full under this scheme, before the trial court for its recovery as if it  
were a fine.

12. *Method of disbursement of compensation.* (1) The amount of compensation so awarded shall be disbursed by the State Legal Services Authority by depositing the same in a Bank in the joint or single name of the victim/dependent(s). In case the victim does not have any bank account, the District Legal Services Authority concerned would facilitate opening of a bank account in the name of the victim and in case the victim is a minor then in the name of the guardian or in case, minor is in a child care institution, the bank account shall be opened with the Superintendent of the Institution as Guardian. However, in case the victim is a foreign national or a refugee, the compensation can be disbursed by way of cash cards.

(2) The interim amount shall be disbursed in full. However, as far as the final compensation amount is concerned, 75% (seventy five per cent) of the same shall be put in a fixed deposit for a minimum period of three years and the remaining 25% (twenty five per cent) shall be available for utilization and initial expenses by the victim/dependent(s), as the case may be.

(3) In the case of a minor, 80% of the amount of compensation so awarded, shall be deposited in the fixed deposit account and shall be drawn only on attainment of the age of majority, but not before three years of the deposit :

Provided that in exceptional cases, amounts may be withdrawn for educational or medical or other pressing and urgent needs of the beneficiary at the discretion of the State Legal Services Authority/District Legal Services Authority.



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 person(s) responsible for causing loss or injury as a result of the crime  
 committed by him/her. The amount, so recovered, shall be deposited in  
 Victims Compensation Fund.

15. *Dependency certificate.* The authority empowered to issue the dependency certificate shall issue the same within a period of fifteen days and, in no case, this period shall be extended :

Provided that the State Legal Services Authority/District Legal Services Authority in case of non-issuance of Dependency Certificate, after expiry of 15 days, may proceed on the basis of an affidavit to be obtained from the claimant.

16. *Compensation to Orphaned Minor victims.* In case the victim is an orphaned minor without any parent or legal guardian the immediate relief or the interim compensation shall be disbursed to the Bank Account of the child, opened under the guardianship of the Superintendent, Child Care Institutions where the child is lodged or in absence thereof, District Magistrate, Sub-Divisional Magistrate (SDM) or District Social Welfare Officer, as the case may be.

17. *Limitation.* Under this scheme, no claim made by the victim or the dependent(s), under sub-section (4) of section 545-A of the Code, shall be entertained after a period of 3 years from the date of occurrence of the offence or conclusion of the trial. However, in deserving cases, on an application made in this regard, for reasons to be recorded, the delay beyond three years can be condoned by the State Legal Services Authority/ District Legal Services Authority.

18. *Appeal.* In case the victim or their dependents are not satisfied with the quantum of compensation awarded by the District Legal Services Authority, they can file an appeal within 30 days from the date of receipt of order before the State Legal Services Authority :

Provided that, delay in filing appeal may be condoned by the Appellate Authority, for reasons to be recorded, in deserving cases, on an application made in this regard.

19. *Repeal and savings.* (1) The Jammu and Kashmir Victim Compensation Scheme, 2013 is hereby repealed.

(3) All pending cases for grant of compensation before coming into force of the Jammu and Kashmir Victim Compensation Scheme, 2019 shall be decided as per the provisions of the Jammu and Kashmir Victim Compensation Scheme, 2013.

(Sd.) SHALEEN KABRA,

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*Schedule to Notification SRO ..... dated .....11-7-2019*

14 The J&K Govt. Gazette, 11th July, 2019/20th Asad., 1941. [No. 15-a  
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10. Grievous physical injury or any mental injury required in rehabilitation Rs. 1.00 Lacs Rs. 2.00 Lacs

11. Loss of Foetus i. e. Miscarriage as a result of Assault or loss of fertility Rs. 2.00 Lacs Rs. 3.00 Lacs

12. In case of pregnancy on account of rape Rs. 3.00 Lacs Rs. 4.00 Lacs

13. Injury causing severe mental agony to women and child victims in case like Human Trafficking Rs. 5.00 Lacs Rs. 8.00 Lacs

14. Victims of burning :  
 (a) In case of disfigurement of face Rs. 7.00 Lacs Rs. 8.00 Lacs  
 (b) In case of more than 50% Rs. 5.00 Lacs Rs. 8.00 Lacs  
 (c) In case of injury less than 50% Rs. 3.00 Lacs Rs. 7.00 Lacs  
 (d) In case of less than 20% Rs. 2.00 Lacs Rs. 3.00 Lacs

13. Victims of Acid Attack :  
 (a) In case of disfigurement of face Rs. 7.00 Lacs Rs. 8.00 Lacs  
 (b) In case of injury more than 50% Rs. 5.00 Lacs Rs. 8.00 Lacs

[illegible]

**Note :** If a woman victim of sexual assault/acid attack is covered under one or more category of the schedule, she shall be entitled to be considered for combined value of the compensation.

16 The J&K Govt. Gazette, 11th July, 2019/20th Asad., 1941. [No. 15-a  
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Form to Notification SRO.....dated.....11-7-2019

Application for the award of compensation under the Jammu and  
Kashmir Compensation Scheme for victims including child/survivors of sexual  
assault/other crimes-2019 for interim/final relief.

1.	Name of the Applicant Victim (s) or the Dependents (s)	
2.	Age of the Victim(s) or the Dependent(s)	
3.	(a) Father's Name (b) Mother's Name (c) Spouse's Name	
4.	Address of the Victim(s) or their Dependent(s)	
5.	Date and time of the Incident	
6.	Whether FIR has been lodged ?	
7.	Whether medical examination has been done ? If yes, enclose Medical Report/Death Certificate/P. M. Report	
8.	Status of trial, if pending. If over, enclose copy of judgment and order on sentence	
9.	Has the applicant been awarded any compensation by the trial court or any other Govt. agency. If, yes give details	
10.	Give details of financial expenditure/loss incurred	
11.	If yes, give details.	

Signature of the Victim/Dependent



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Separate paging is given to this part in order that it may be filed as a  
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## PART III

**Laws, Regulations and Rules passed thereunder.**

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JAMMU AND KASHMIR GOVERNMENT  
MUNICIPAL COMMITTEE BISHNAH  
SOLID WASTE MANAGEMENT BYE-LAWS, 2019

## Notification

Bishnah, the 5th September, 2019.

In exercise of the powers conferred by clause (9) of rule 3 read with clauses (e), (f), (zf) and (zg) of rule 15 of the Solid Waste Management Rule, 2016, the Authority hereby make the following bye-laws ; namely :ô

# CHAPTER I

1. *Short Title and Commencement.* (1) These bye-laws shall be called the Municipal Committee, Bishnah Solid Waste Management Bye-Laws, 2019.

(2) They shall come into force on the date of their publication in the J&K Government Gazette.

2. *Extent of Application.* These bye-laws shall be applicable within the territorial limits of Municipal Committee, Bishnah.

3. *Definitions.* (1) In these bye-laws, unless the context otherwise requires,

- (1) “**Agency**” means Municipal Committee, Bishnah ;
- (2) “**Aerobic composting**” means a controlled process involving microbial decomposition of organic matter in the presence of oxygen ;
- (3) “**Anaerobic digestion**” means a controlled process involving microbial decomposition of organic matter in the absence of oxygen ;
- (4) “**Authorization**” means the permission given by the State Pollution Control Board, to the operator of a facility or Urban Local authority, or any other agency responsible for processing and disposal of Solid waste ;
- (5) “**Biodegradable waste**” means any organic material that can be degraded by micro-organism into simpler stable compounds ;
- (6) “**Bio-methanation**” means a process which entails enzymatic decomposition of the organic matter by microbial action to produce methane rich biogas ;
- (7) “**Brand owner**” means a person or company who sells any commodity under a registered brand label ;
- (8) “**Bulk Garden and Parks & Horticultural Waste**” means bulk waste from parks, gardens etc. including grass clippings, weeds, woody -brown carbon-rich material such as branches, twigs, wood chipping, straw, dead leaves, tree trimmings, etc. which cannot be accommodated in the daily collection system for bio-degradable waste ;
- (9) “**Bulk Waste Generator**” means bulk waste generator defined under Rule 3(1)(8) of the Solid Waste Management

Rules, 2016 (hereinafter referred to as 'SWM Rules') and any other waste generator including buildings occupied by the Central Government departments or undertakings, State Government departments or undertaking, Local bodies, public sector undertakings or private companies, hospitals, nursing homes, schools, colleges, universities, other educational institutions, hostels, hotels, commercial establishments, markets, places of worship, stadia and sport complexes having an average waste generation rate exceeding 100 Kg. per day ;

- (10) **“C&D waste (Construction and Demolition waste)”** means Construction and Demolition Waste (Debris) that are non-hazardous in nature generated out of building materials, debris and rubble in the jurisdiction of Municipal Committee, Bishnah.
- (11) **“Clean Area”** means the public place in front of and all around or adjacent to any premises extending to the kerb side and including the drain, foot path and kerb cleaned and so maintained in accordance with these bye-laws ;
- (12) **“Cleanliness Fee”** means an amount of fees collected by the managers/Organizers for cleaning the site by the Agency ;
- (13) **“Collection”** means lifting and removal of solid waste from source of waste generation, collection points or any other location ;
- (14) **“Collection Counter”** means where the user charges shall be remitted which will be available at all Zonal Officers and headquarters.
- (15) **“Combustible waste”** means non-biodegradable, non-recyclable, non-reusable, non-hazardous solid waste having minimum calorific value exceeding 1500 kcal/kg and excluding chlorinated materials like plastic, wood pulp, etc.;
- (16) **“Community waste storage bin”** means any storage facility setup and maintained by the Municipal Committee,

Bishnah, in the State collectively by owners and or/occupiers of one or more premises for storage of Municipal Solid Waste in a segregated manner in the road side/premises of anyone of such owners/occupiers or in their common premises ;

- (17) **“Composting”** means a controlled process involving microbial decomposition of organic matter ;
- (18) **“Co-processing”** means use of non-biodegradable and non-recyclable solid waste having calorific value exceeding 1500k/cal as raw material or as a source of energy or both to replace or supplement the natural mineral resources and fossil fuels in industrial processes ;
- (19) **“Containerised Hand Cart”** means the hand cart provided by the Municipal Council Ramnagar, or the agency/agent appointed by it for point-to-point collection of solid waste ;
- (20) **“Decentralized processing”** means establishment of dispersed facilities for maximizing the processing of biodegradable waste and recovery of recyclables closest to the source of generation so as to minimize transportation of waste for processing or disposal ;
- (21) **“Delivery”** means handing over any category of solid waste to worker of Municipal Committee, Bishnah or any other person appointed, authorised or licensed by Municipal Committee, Bishnah for taking delivery of such waste or depositing it in any vehicle provided by Municipal Committee, Bishnah, or by any other authorised agency or licensed by Municipal Committee, Bishnah, to do so ;
- (22) **“Disposal”** means the final and safe disposal of post processed residual solid waste and inert street sweepings and silt from surface drains on land to prevent contamination of ground water, surface water, ambient air and attraction of animals or birds ;
- (23) **“Domestic hazardous waste”** means discarded paint drums, pesticide cans, CFL bulbs, tube lights, expired



medicines, broken mercury thermometers, used batteries, used needles and syringes and contaminated gauge, etc., generated at the household level ;

- (24) **“Door to door collection”** means collection of solid waste from the door step of households, shops, commercial establishments, offices, institutional or any other non-residential premises and includes collection of such waste from entry gate or a designated location on the ground floor in a housing society, multistoried building or apartments, large residential, commercial or institutional complex or premises ;
- (25) **“Dry waste”** means waste other than bio-degradable waste and inert street sweepings and includes recyclable and non recyclable waste, combustible waste and sanitary napkin and diapers, etc. ;
- (26) **“Dump sites”** means a land utilized by local body for disposal of solid waste without following the principles of sanitary land filling ;
- (27) **“Event”** means any gatherings for the purpose of functions, celebrations, meetings, rallies, processions, open air theatre activities, cinema shootings in public places.
- (28) **“Extended producer responsibility”** (EPR) means responsibility of any producer of packaging products such as plastic, tin, glass, wrappers and corrugated boxes, etc., for environmentally sound management, till end-of-life of the packaging products ;
- (29) **“E-waste”** shall have the same meaning as defined under Rule 3(l) (r) of the E-Waste (Management) Rules, 2016.
- (30) **“Facility”** means any establishment wherein the solid waste management processes namely segregation, recovery, storage, collection, recycling, processing, treatment or safe disposal are carried out ;
- (31) **“Familiarization/warning period”** means that specific period, during which there is a relaxation in the fines for contravention of these bye-laws ;

- (32) **“Fine”** means penalty imposed on waste generators or operators of waste processing and disposal facilities under the bye-laws for non-compliance of the directions contained in rules and/or these bye-laws ;
- (33) **“Fixed Compactor Transfer Station (FCTS)”** means a powered machine which is designed to compact segregated solid waste and remains stationary when in operation. The compacts or may also be mobile when in operation, which may be called Mobile Transfer Station (MTS).
- (34) **“Handling”** includes all activities relating to sorting, segregation, material recovery, collection, secondary storage, shredding, baling, crushing, loading, unloading, transportation, processing and disposal of solid wastes ;
- (35) **“Hazardous waste”** means any waste which by reason of any of its physical, chemical, reactive, toxic, causing danger or is likely to cause danger to health or environment, whether alone or when in contact with other wastes or substances and all other hazardous wastes as defined in the Hazardous Wastes (Management and Handling) Rules, 1989 as amended to date and the Hazardous and other waste (Management and Transboundary Movement) Rules, 2016.
- (36) **“Horticulture, Parks and Garden Waste”** means waste from parks, gardens traffic island etc. These include grass clipping, annual weeds woody 'brown' carbon-rich material such as branches, twigs, wood chipping, straw, dead leaves, tree trimmings, etc. which cannot be accommodated in the daily collection system for bio-degradable waste ;
- (37) **“House-gully”** means a passage or strip of land, constructed, set apart or utilized for the purpose of serving as or carrying a drain or affording access to the latrine, urinal, cesspool or other receptacle for filling of other polluted matter by persons employed in the clearing thereof or in the removal of such matter therefrom.



local body or entity for the purpose before the waste is delivered or taken up for its processing or disposal ;

- (46) **“Neighbourhood”** means a clearly defined locality, with reference to its physical layout, character or inhabitants ;
- (47) **“New construction”** means all buildings under construction within the limits of the Municipal Committee, Bishnah ;
- (48) **“Non-biodegradable waste”** means any waste that cannot be degraded by microorganisms into simpler stable compounds ;
- (49) **“Nuisance”** includes any act, omission, place or thing which comes or is likely to cause injury, danger, annoyance or offence to the sense of sight, smelling or hearing or which is or may be dangerous to life or injurious to health or property ;
- (50) **“Nuisance Detectors”** (NOs) means those employees of the Municipal Committee, Bishnah who are appointed to detect the acts of Public nuisance, etc. ;
- (51) **“Occupier/occupant”** includes any person who for the time being is in occupation of, or otherwise using, any land or building or part thereof, for any purpose whatsoever ;
- (52) **“Operator of a facility”** means a person or entity, who owns or operates a facility for handling solid waste which includes the Municipal Committee, Bishnah and any other entity or agency appointed by the Municipal Committee, Bishnah ;
- (53) **“Owner”** means any person who exercises the rights of an owner of any building, or land or part thereof ;
- (54) **“Pelletisation”** means a process whereby pellets are prepared which are small cubes or cylindrical pieces made out of solid waste and includes, fuel pellets which are also referred as refuse derived fuel ;

- (55) **“Primary collection”** means collecting, lifting and removal of segregated solid waste from source of its generation including households, shops, offices and any other non-residential premises or from any collection points or any other location specified by the Municipal Committee, Bishnah.
- (56) **“Processing”** means any scientific process by which segregated solid waste is handled for the purpose of reuse, recycling or transformation into new products ;
- (57) **“Public place”** includes any road, arch road, viaduct, lane, footway, alley or passage, highway, causeway, bridge, square alley or passage whether a thoroughfare or not over which the public have a right of passage, and such places to which the public has access such as parks, gardens, recreation grounds, playgrounds, beaches, water bodies, water courses, public plazas and promenades, government and municipal buildings, public hospitals, markets, slaughter houses, courts, etc. ;
- (58) **“Prescribed”** means prescribed by SWM Rules and/or these bye-laws ;
- (59) **“Receptacle”** means any storage container, including bins and bags, used for the storage of any category of MSW ;
- (60) **“Recycling”** means the process of transforming segregated non-biodegradable solid waste into new material or product or as raw material for producing new products which may or may not be similar to the original products ;
- (61) **“Recyclable Waste”** means the waste that is commonly found in the MSW. It is also called as "Dry Waste". These include many kinds of glass, paper, metal, plastic, textiles, electronics goods, etc.
- (62) **“Redevelopment”** means rebuilding of old residential or commercial buildings at the same site, where the existing buildings and other infrastructures have become dilapidated ;

- (63) **“Refuse”** means any waste matter generated out of different activities, processes, either Bio-degradable/Non-biodegradable/recyclable in nature in either solid or semi-solid form which cannot be consumed, used or processed by the generator in its existing form.
- (64) **“Refuse Derived Fuel” (RDF)** means fuel derived from combustible waste fraction of solid waste like plastic, wood, pulp or organic waste, other than chlorinated materials, in the form of pellets or fluff produced by drying, shredding, dehydrating and compacting of solid waste ;
- (65) **“Residual solid waste”** means and includes the waste and rejects from the solid waste processing facilities which are not suitable for recycling or further processing ;
- (66) **“Rule”** means Solid Waste Management Rules, 2016 ;
- (67) **“Sanitation”** means the promotion of hygiene and the prevention of disease and other consequences of ill health relating to environmental factors ;
- (68) **“Sanitary Landfill Facility”** means a waste disposal site for the deposit of residual solid waste in a facility designed with protective measures against pollution of ground water, surface water and air fugitive dust, wind-blown litter, bad odour, fire hazard, bird menace, pests or rodents, greenhouse gas emissions, slope instability and erosion ;
- (69) **“Sanitary land filling”** means the final and safe disposal of residual solid waste and inert wastes on land in a facility designed with protective measures against pollution of ground water, surface water and fugitive air dust, wind-blown litter, bad odour, fire hazard, animal menace, bird menace, pests or rodents, greenhouse gas emissions, persistent organic pollutants slope instability and erosion ;
- (70) **“Sanitary waste”** means wastes comprising of used diapers, sanitary towels or napkins, tampons, condoms, incontinence sheets and any other similar waste ;



- (79) **“Source”** means the premises in which the waste is generated or a community storage centre used by owners/occupiers of one or more premises for segregated storage of MSW ;
- (80) **“Spittoon”** means a metal or earthenware pot typically having a funnel-shaped top, used for spitting into.
- (81) **“Stabilising”** means the biological decomposition of biodegradable wastes to a stable state where it generates no leachate or offensive odours and is fit for application to farm land, soil erosion control and soil remediation ;
- (82) **“Stabilised biodegradable waste”** means the biologically stabilized (free of pathogens) waste resulting from the mechanical/biological treatment of bio degradable waste ; only when stabilised can such waste be used with no further restrictions ;
- (83) **“Street vendor”** means any person engaged in vending of articles, goods, wares, food items or merchandise of everyday use or offering services to the general public, in a street, lane, side walk, footpath, pavement, public park or any other public place or private area, from a temporary built up structure or by moving from place to place and includes hawker, peddler, squatter and all other synonymous terms which may be local or region specific; and the words “street vending” with their grammatical variations and cognate expressions, shall be construed accordingly ;
- (84) **“Tipping fee”** means a fee or support price determined by the local authorities or any state agency authorised by the State government to be paid to the concessionaire or operator of waste processing facility or for disposal of residual solid waste at the landfill ;
- (85) **“Transportation”** means conveyance of solid waste, either treated, partly treated or untreated from a location to another location in an environmentally sound manner through specially designed and covered transport system so as to prevent the foul odour, littering and unsightly conditions ;





- (93) **“Waste picker”** means a person or groups of persons informally engaged in collection and recovery of reusable and recyclable solid waste from the source of waste generation, streets, bins, material recovery facilities, processing and waste disposal facilities for sale to recyclers directly or through intermediaries to earn their livelihood.

## CHAPTER II

### SEGREGATION AND PRIMARY STORAGE OF SOLID WASTE

#### 4. *Segregation and storage of solid waste at source.*ô (1)

It shall be necessary for all waste generators to separate and store the solid waste coming out of their own places regularly into three streams namely :ô

- (a) non-biodegradable or dry waste ;
- (b) biodegradable or wet waste ;
- (c) domestic hazardous waste; and deposit it into covered waste bins, and handover segregated waste to designated waste collectors as per the direction of Municipal Committee, Bishnah, from time to time.

(2) Every bulk waste generator is to separate and store the solid waste coming out of their own places into three streams namely :ô

- (a) non-biodegradable or dry waste ;
- (b) biodegradable or wet waste ;
- (c) hazardous waste in suitable bins ; and handover segregated waste to authorised waste processing or disposal facilities or deposition centres through the authorised waste collection agency with paying the carrying charges specified by Municipal Committee, Bishnah from time to time.

(3) The colour of bins for storage of segregated waste shall be green- for biodegradable waste or wet waste blue - for non- biodegradable or dry waste and black- for domestic hazardous waste.

(6) All hotels and restaurants shall ensure segregation of waste at source, facilitate collection of segregated waste in separate streams, handover recyclable material to either the authorised waste pickers or the authorised recyclers. The bio-degradable waste shall be processed, treated and disposed of through composting or bio-methanation within the premises as far as possible. The residual waste shall be given to the waste collectors or agency as directed by Municipal Committee, Bishnah.

(8) Used sanitary waste are to be securely wrapped as and when generated in the pouches provided by the manufacturers or brand owners of these products or in a news paper or suitable biodegradable wrapping material and place the same in the bin meant for non-biodegradable waste or dry waste.

(9) Every street vendor shall keep suitable containers for storage of segregate waste generated during the course of his activity such as food waste, disposable plates, cups, cans, wrappers, coconut shells, leftover food, vegetables, fruits, etc., and shall deposit such waste at waste storage depot or container or vehicle as notified by Municipal Committee, Bishnah.

(10) Waste generator of garden and horticulture waste generated from his premises shall store such waste separately in his own premises and dispose of the same as per the directions of Municipal Committee, Bishnah from time to time.

(11) Domestic Hazardous Waste shall be stored and delivered by every waste generator to the collection vehicle which shall be provided weekly/periodically by Municipal Committee, Bishnah or any other Agency authorised by it for collection of such waste, or to a centre designed for collection of such waste for disposal in a manner that is mandated by the Government of Jammu and Kashmir or State Pollution Control Board.

(12) Construction and Demolition Waste shall be stored and delivered separately as per the Construction and Demolition Waste Management Rules, 2016.

(13) No untreated bio-medical waste, e-waste, hazardous chemicals and industrial waste shall be mixed with solid waste. Such waste shall be disposed off in accordance with the respective rules framed under the Environment (Protection) Act, 1986.

(14) Every owner/occupier of any premises other than designated slaughter houses and markets, who generates poultry, fish and slaughter waste as a result of any commercial activity, shall store the same separately in closed, hygienic condition and deliver it at a specified time, on a daily basis to the Municipal Committee, Bishnah collection vehicle provided for this purpose. Depositing of such waste in any community waste bin is strictly prohibited.

(15) Segregated bio-degradable solid waste if not composted by the generators, shall be stored by them within their premises and its delivery shall be ensured to the municipal worker/vehicle/waste picker/waste collector or to the bio-degradable waste collection vehicle provided for specified commercial generators of bulk bio-degradable waste at such times as may be notified from time to time.

(6) To make optimum use of bio-degradable waste from fruits and vegetable markets, meat and fish markets, bulk horticulture and garden waste and to minimize the cost of collection and transportation, such waste shall be processed or treated within the area where waste is generated.

(7) Manual handling of waste in the containers shall be prohibited. If unavoidable due to constraints, manual handling shall be carried out under proper protection with due care for safety of workers.

(8) Waste generators shall be responsible to deposit their segregated waste in the Auto-Tipper/Rickshaws etc. deployed by Municipal Committee, Bishnah. Segregated waste from multistoried buildings, apartments, housing complexes may be collected from the entry gate or any other designated location.

(9) Changing needs and advances in technology shall be taken into consideration for selection of collection equipment and vehicles. Auto-Tippers or vehicles of specific capacity with hydraulically operated hopper covering mechanism from top having two compartments for carrying biodegradable and non-biodegradable waste separately with a hooter shall be deployed for collection of waste.

(10) Automatic voice recorded device, bell or horn having sound not more than the permissible noise level shall be installed on every garbage collection vehicle used by waste collectors.

(11) Route plans for each primary collection and transportation vehicle shall be provided by Municipal Committee, Bishnah or by the notified authorised waste collector. These plans in tabular as well as GIS map form, duly approved by Municipal Committee, Bishnah shall mention starting point, start time, waiting points, waiting time on route, end point and end time of the specified route. Municipal Committee, Bishnah or the notified authorised waste collector shall provide a 'Board' at each street to display time-table of primary collection and transportation vehicles to allow residents avail the facility at prescribed time. Such information shall also be uploaded on the website of Municipal Committee, Bishnah and published in the local leading newspaper periodically for the information of General Public.

(12) In narrow streets that cannot be serviced by auto tipper or the vehicle, a 3-Wheeler or smaller motorized vehicle with hydraulically operated hopper covering mechanism from top having two compartments for carrying wet and dry waste separately with a hooter, compatible with mobile transfer station shall be deployed.

(13) In congested and narrower streets that cannot even be serviced by 3-Wheeler or smaller vehicle, cycle rickshaws or any other type of suitable equipment shall be deployed.

(14) Smaller, narrow and congested streets/lanes where even a 3-wheeler/ rickshaw etc. cannot operate, vantage points shall be designated at the start of the locality/street where the collection vehicle shall be parked and the helper/driver of vehicle shall carry a whistle and walk in the locality to announce arrival of vehicle for collecting solid waste. Time table for such collection system shall be displayed at the notice board and uploaded on the website of Municipal Committee, Bishnah.

(15) Auto tippers, 3-wheelers, rickshaws and any other type of collection vehicles engaged in this service shall collect waste only from households and not from any other source viz. dhalaos, open sites, ground, bins and drains etc.

(16) Municipal Committee, Bishnah or its notified authorised waste collectors shall be responsible to cover all the streets/lanes of each zone for the primary collection.

## CHAPTER IV

## SECONDARY STORAGE OF SOLID WASTE

6. *Storage of solid waste in the secondary storage points.*

(1) Segregated solid waste collected from doorsteps shall be taken to waste storage depots, community storage bins or fixed or mobile transfer stations or the locations specified by Municipal Committee, Bishnah for secondary storage of waste.

(2) Such secondary storage points shall have covered containers (of specified colour) for separate storage of :ô

- (a) non-biodegradable or dry waste ;
- (b) biodegradable or wet waste ;
- (c) domestic hazardous waste ;

(3) Different containers shall be used in the areas demarcated by Municipal Committee, Bishnah to keep segregated waste in the following manner :

- (a) green- for biodegradable waste ;
- (b) blue - for non-biodegradable ;
- (c) black - for domestic hazardous waste ;

Municipal Committee, Bishnah shall separately notify, from time to time, mandatory colour coding and other specifications of receptacles prescribed for storage and delivery of different types of solid waste to enable safe and easy collection without any mixing or spillage of waste, which generators of different types of solid waste shall have to adhere to.

(4) Municipal Committee, Bishnah on its own or through outsourcing agencies shall maintain the storage facilities for solid waste in a manner that does not create unhygienic and unsanitary conditions around it.

(5) Containers of various sizes in the secondary storage depots shall be provided by Municipal Committee, Bishnah or any assigned agencies in different colours as mentioned in these bye-laws.

(6) Storage facilities shall be created and established by taking into account quantities of waste generation in a given area and the density of population.

(7) Storage facilities shall be user friendly and shall be so designed that it ensures compaction of waste and that the waste stored is not exposed to open atmosphere.

(8) All the housing cooperative societies, associations, residential and commercial establishments and gated communities etc. shall have the responsibility to put coloured bins as prescribed by these bye-laws and to keep adequate number of containers in appropriate places in their own complexes, so that the daily waste generated there can be properly deposited.



(a) Municipal Committee, Bishnah shall convert its existing Dhalaos or identify specific location as per requirement, as 'Recycling Centers' which shall be used for segregation of dry waste received through street/door to door waste collection service. Recycling centers may be increased depending on the quantity of dry waste received.

(c) There shall also be a provision for the households to directly deposit or sell their recyclable dry waste to the authorised agents and/or authorised waste dealers of Municipal Committee, Bishnah at these recycling centers at pre-notified rates. A weighing scale and a counter shall be provided at each recycling unit for this purpose. The authorised agents and/or authorised waste dealers shall be allowed to dispose off or sell the recyclable waste to the secondary market or recycling units only in consonance with the provisions of SWM Rules, 2016. The authorised agents and/or authorised waste dealers will be entitled to retain sales realization thereof.

(a) For the collection of domestic hazardous waste, a deposition centre will be set up at a suitable location for receiving the

specified domestic hazardous waste. Such facility shall be set in each ward in a manner as per guidelines prescribed and notify the timing of receiving of such waste.

- (b) Municipal Committee, Bishnah may also give the responsibility to its agency or concessionaire to collect domestic hazardous waste from all waste generators in segregated manner.
- (c) Such waste shall be transported separately to the hazardous waste disposal facility set up by the Government.

## CHAPTER V

### TRANSPORTATION OF SOLID WASTE

7. *Transportation of solid waste.* (1) Vehicles used for transportation of waste shall be covered in such manner that the collected waste is not exposed to open environment. The vehicles may also include compactors and mobile transfer stations depending upon choice of technology by Municipal Committee, Bishnah.

(2) The storage facilities set up by Municipal Committee, Bishnah shall be attended daily for clearing waste. The areas around the place where the bins or containers are kept shall also be cleaned.

(3) Collected segregated bio-degradable waste from residential and other areas shall be transferred to the processing plants like compost plants, bio-methanation plants or any such other facilities in a covered manner.

(4) Wherever applicable, for bio-degradable waste, preference shall be given for on-site processing of such waste.

(5) Collected non-bio-degradable waste shall be transported to the respective processing facilities or secondary storage facilities.

(8) Transportation vehicles shall be so designed that multiple handling of waste, prior to final disposal, is avoided.

(10) In case MTS/FCTS is not stationed at the designated location at that point of time for any reason, then the 'loaded vehicle' shall go to the next designated location of the MTS or FCTS or the site specified by Municipal Committee, Bishnah to unload the waste.

(12) MTS or FCTS shall transport the waste directly to compost plant, waste to energy plant or any other site/plant designated by Municipal Committee, Bishnah.

(14) The services of street level collection and transportation of waste shall be provided every day including holidays.

(16) Dedicated MTS shall be deployed at specified locations to receive waste from the Auto Tippers, 3-Wheelers, Rickshaws etc. engaged

in street-level and door-to-door collection of solid waste from households and commercial establishments as per the approved route plans.

(17) Design of MTS and FCTS shall allow unloading of waste from primary collection vehicles by consuming minimum time and without littering waste.

(18) Garbage spilled near MTS and FCTS, while transferring the solid waste, should be cleaned so that no spillage is left. Disinfectant should be used after cleaning process at that location.

(19) Municipal Committee, Bishnah or its specified agency shall install CCTV cameras at all secondary storage facilities.

## CHAPTER VI

### PROCESSING OF SOLID WASTE

8. *Processing of solid waste.* (1) Municipal Committee, Bishnah shall facilitate construction, operation and maintenance of solid waste processing facilities and associated infrastructure on their own or through any agency for optimum utilisation of various components of solid waste adopting suitable technology including the following technologies and adhering to the guidelines issued by the Ministry of Urban Development from time to time and standards prescribed by the Central Pollution Control Board :

- (a) to minimise transportation cost and environmental impacts, preference shall be given to decentralised processing such as bio-methanation, microbial composting, vermi-composting, anaerobic digestion or any other appropriate processing for bio-stabilisation of biodegradable waste ;
- (b) through medium/large composting bio-methanation plants at centralised locations ;
- (c) through waste to energy processes by refuse derived fuel for combustible fraction of waste or supply as feed stock to solid waste based power plants ; and/or

(3) In waste to energy plant by direct incineration, absolute segregation shall be mandatory and be part of the terms and conditions of the relevant contracts.

9. *Other guidelines for processing of solid waste.* (1) Municipal Committee, Bishnah shall enforce processing of bio-degradable waste on site of generation of such waste through composting or bio-methanation, as far as possible, at RWAs (Resident Welfare Associations), group housing societies, markets, gated communities and institutions with more than 5000 sq. m. areas, all hotels and restaurants, banquet halls and places of such nature. Preference shall be given for on site processing of biodegradable waste generated by other waste generators as well.

(3) Municipal Committee, Bishnah shall enforce that markets dealing with vegetables, fruits, flowers, meat, poultry and fish waste while processing bio-degradable waste ensure hygienic conditions.

(4) Municipal Committee, Bishnah shall enforce processing of horticulture, parks and garden waste separately in the parks and gardens by the generators.

(5) Municipal Committee, Bishnah shall involve communities in waste management and promote home composting, bio gas generation, decentralized processing of waste at community level, subject to control of odour and maintenance of hygienic conditions around the facility.

(6) The waste generator has to pay user charges/sanitation fee to the local bodies inspite of the fact if they process their waste at their institutional level.

## CHAPTER VII

### DISPOSAL OF SOLID WASTE

10. *Disposal of Solid waste.* Municipal Committee, Bishnah shall undertake on its own or through any other agency, the construction, operation and maintenance of sanitary landfill and associated infrastructure for disposal of residual waste and inert street sweepings and silt from surface drains in a manner prescribed under SWM Rules and any other obligation imposed by any other law for the time being in force.

## CHAPTER VIII

### USER FEE AND LEVYING OF SPOT FINE/PENALTY

11. *User fee for collection, transportation, disposal of solid waste.* (1) User fee shall be fixed for providing services for garbage collection, transportation and disposal from waste generators by Municipal Committee, Bishnah. The rates of user fee are specified in Schedule-I.

(2) The user fee so fixed shall be collected from waste generators by Municipal Committee, Bishnah or the authorised agency or person as may be authorised by Director of Urban Local Bodies, Jammu in this behalf.

(3) Municipal Committee, Bishnah shall prepare the database of all the waste generators for the purpose of levying user fee, and evolve appropriate mechanism for billing/collection/recovery of user charges, within three months from the date of notification of these bye-laws. The database shall be updated regularly.

(4) Municipal Committee, Bishnah shall adopt different methods for collection of user fee including online payment.

(5) Special days in a month, preferably in first week of each month, shall be fixed for collection of user fee.

(6) There shall also be a system of yearly or half yearly payment. If the user fee is paid in advance for the entire year, then amount for ten months will be charged instead of twelve months. Similarly, for six months advance payment, five and half months demand amount will be charged instead of six months.

(7) The user fee mentioned in Schedule-I shall stand automatically increased by 5% after every 3 years with effect from 1st January of the year.

(8) The user fee shall be collected only by the institution/person authorised by the competent authority by a general or special order in this behalf.

(9) In case of default of payment of user fee/fine, the competent authority may recover the same from the defaulter as an arrear of land revenue as per the provision of Land Revenue Act, 1996. However, Municipal Corporation, Jammu/Srinagar shall be allowed to effect the recovery under the provisions of Jammu and Kashmir Municipal Corporation Act, 2000.

12. *Fine/Penalty for contravention of SWM Rules.* (1) Whosoever' contravenes or fails to comply with any of the provisions of SWM Rules or these bye-laws shall be imposed with fine as mentioned in Schedule-II appended to these bye-laws.

(2) In case of repeated contravention or non-compliance as mentioned in clause (a) above, fine amount for every such default shall be levied per day or month, as the case may be.

(3) The Commissioners shall designate officers for levying fine or penalty by a general or special order in this behalf. The fine/penalty amount is specified in Schedule-II.

(4) The fine or penalty mentioned in Schedule-II shall stand automatically increased by 5% after every 3 years with effect from 1st January of the year.

(5) The fine shall be levied and collected on the spot by the designated officers. In case of non-payment of fine at the spot, the procedure for prosecution prescribed under provisions of the Environment (Protection) Act, 1986 shall follow.

(6) In realization of fines imposed on defaulters, the J&K State Pollution Control Board shall not renew the licenses of hotels and other business units unless an NOC is not procured by the business unit/s from the concerned Municipal Committee, Bishnah.

(7) Fine shall be imposed on the hospitals and allied concerns if they are found mixing bio-medical wastes with municipal solid waste.

(h) Charges for the material recovery by rag pickers or waste dealers to be decided by the Municipal Committee, Bishnah.

(8) Concession to bulk purchasers of compost/plastic/tin and recyclables on the price of by product, if any, as a result of processing of Solid Waste shall be decided by the Municipal Committee, Bishnah.

(j) The cement manufacturing units shall be responsible to lift the RDF from municipal dumping sites and their license renewals be linked with Municipal Committee, Bishnah NOC.

(9) Tippers ferrying building material and causing avoidable waste on the streets shall be liable for fine to be decided by the Municipal Committee, Bishnah but not less than Rupees Five Hundred (500/-) per default.

13. Responsibilities of Waste Generators. (1) Prohibition of littering

(a) Littering in any public place : No person shall litter in any public place except in authorised public or private litter receptacles. No person shall repair vehicles, wash/clean utensils or any other object or keep any type of storage in



any public place except in such public facilities or conveniences specifically provided for any of these purposes.

- (b) Littering on any property : No person shall litter on any open or vacant property except in authorised private or public receptacles.
- (c) Litter-throwing from vehicles : No person, whether a driver or passenger in a vehicle, shall litter upon any street, road, sidewalk, playground, garden, traffic island or other public place. No vehicle shall be washed on roads, river banks, near public parks, water bodies.
- (d) Litter from goods vehicles : No person shall drive or move any truck or other goods vehicle unless such vehicle is so constructed and loaded as to prevent any load, contents or litter from being blown off or deposited upon any road, sidewalks, traffic island, playground, garden or other public place.
- (e) Litter by owned/pet animals : It shall be the responsibility of the owner of any pet animal including dog, cat etc. to promptly scoop/clean up any litter created by such pet on the street or any public place and take adequate steps for the proper disposal of such waste preferably by their own sewage system.
- (f) Disposal of waste in drain etc. No person shall litter in any drain/river/open pond/water bodies.

(2) Burning of waste : Disposal by burning of any type of solid waste at public places or at any private or public property is strictly prohibited.

(3) **öClean Areaö** : Every person shall endeavour that any public place in front of or adjacent to any premises owned or occupied by him including the footpath and open drain/gutter and kerb is free of any waste, either in solid or liquid form.

(4) For Public Gatherings and Events organised in public places for any reason (including for processions, exhibitions, circuses, fairs, political

rallies, commercial, religious, socio-cultural events, protests and demonstrations, etc.) where the permission from the Police Department and/or from the Municipal Committee, Bishnah is required, it will be the responsibility of the organiser of the event or gathering to ensure the cleanliness of that area as well as all appurtenant areas.

(5) Refundable Cleanliness Deposit, as may be notified by the Municipal Committee, Bishnah, will be taken from the organiser, by the concerned zonal office for the duration of the event. This deposit will be refunded on the completion of the event after it is noted that the said public place has been restored back to a clean state, and any waste generated as a result of the event has been collected and transported to designated sites. This deposit will be only for the cleanliness of the public place and does not cover any damage to property. In case the organisers of the event wish to avail of the services of the Municipal Committee, Bishnah for the cleaning, collection and transport of waste generated as a result of that event, they must apply to the Chief Executive Officer/ Executive Officer, Municipal Committee, Bishnah for availing the services and pay the necessary charges as may be fixed by the Competent Authority for this purpose.

(6) Dumping of solid waste on vacant plot and depositing construction and demolition waste at non-designated locations shall be dealt with by the Municipal Committee, Bishnah in the following manner :ô

- (a) The Municipal Committee, Bishnah may serve a notice on the owner/occupier of any premises, requiring such owner/occupier to clear any waste on such premises in a manner and within a time specified in such notice.
- (b) If the person on whom the notice has been served fails to comply with the requirements imposed by the notice, such person shall be liable to pay penalties as prescribed from time to time.

- (b) All such brand owners who sell or market their products in such packaging material which are non-biodegradable shall put in place a system to collect back the packaging waste generated due to their production.
- (c) Manufacturers or brand owners or marketing companies of sanitary napkins and diapers shall explore the possibility of using all recyclable materials in their products or they shall provide a pouch or wrapper for disposal of each napkin or diapers along with the packet of their sanitary products.
- (d) All such manufacturers, brand owners or marketing companies shall educate the masses for wrapping and disposal of their products.

(8) All industrial units using fuel and located within one hundred Km. from a solid waste based refuse derived fuel plant shall make arrangements to replace at least five percent of their fuel requirement by refused derived fuel so produced.

14. *Responsibilities of Municipal Committee, Bishnah.* (1) Municipal Committee, Bishnah shall within its territorial area, be responsible for ensuring regular system of surface cleaning of all common streets/roads, public places, temporary settlements, slum areas, markets, its own parks, gardens, drains etc. by employing human resources and machines and shall be bound to collect the garbage from the declared storage containers, and transport it every day to the final disposal point in closed vehicles for which Municipal Committee, Bishnah may engage private parties on contract or Public Private Partnership mechanism with the prior approval of Govt., apart from its own cleaning staff and vehicles. In addition, Municipal Committee, Bishnah shall identify all the commercial areas for carrying out sweeping twice a day.

(2) Municipal Committee, Bishnah or the authorised agency engaged by it shall provide and maintain sufficient number of community litter bins of sufficient size on public roads, in surroundings of railway stations, bus stops, religious places, in commercial areas etc.

(3) Municipal Committee, Bishnah for the purpose of managing solid waste activities in decentralized and regular manner shall designate one officer in every ward to supervise the spots of containers, public toilets, community toilets or urinals in public places, transfer station for public garbage, landfill processing units etc.

(4) The competent authority shall designate sufficient Senior Officer/s, preferably not below the rank of to be decided by the Municipal Committee, Bishnah, as Nodal Officer/s to monitor the progress of segregation, collection, transportation, processing and disposal of solid waste.

(5) Each ward shall be divided into sweeping beats based on the prescribed parameter and deploy manpower accordingly or rationalize the existing deployment and monitor their work by using latest technology. Wherever it is unable to get sweeping through its own staff, it may outsource through contract. Each beat shall be inspected by the supervising officials on daily basis prescribed as per directions.

(8) Municipal Committee, Bishnah shall encourage waste generators to treat wet waste at source. It may consider creating systems for incentives for adoption of decentralized technologies such as bio-methanation, composting etc. Incentives may be like awarding and recognizing the households. RWAs and institutions etc. by giving certificates by publishing their names on respective websites or rebate in property tax etc.

(10) Municipal Committee, Bishnah shall make efforts to streamline and formalize solid waste management systems and endeavour that the informal sector workers in waste management (waste pickers) are given priority to upgrade their work conditions and are enumerated and integrated into the formal system of solid waste management.

(12) Municipal Committee, Bishnah shall ensure occupational safety of its own staff and staff of outsourced agency involved in collection transport and handling of waste by providing appropriate and adequate personal protective equipments.

(13) In case of an accident at any solid waste processing or treatment or disposal facility or landfill site, the officer-in-charge of the facility shall report to Municipal Committee, Bishnah immediately which shall review and issue instructions, if any, to the in-charge of the facility.

(14) Regular checks : Chief Executive Officer/Executive Officer/ Assistant Sanitation Officer, Municipal Committee, Bishnah shall conduct regular checks in various parts of the wards and other places of collection, transportation, processing and disposal of solid waste to supervise compliance of various provisions of SWM Rules and these bye-laws.

(15) Municipal Committee, Bishnah shall develop a public grievance redressal system (PGRS) by setting up of call centre at its headquarter. The PGRS may include SMS based service mobile application or web based services.

(16) Municipal Committee, Bishnah shall install bio-metric/smart card technologies/ICT System for tracking and recording attendance of employees associated with the working of SWM Rules and these bye-laws at Hq./all zones/ward offices etc. and shall make an endeavour to integrate such system with the salary/wages/remuneration.

(17) Transparency and Public Accessibility : To ensure greater transparency and public accessibility, Municipal Committee, Bishnah, shall provide all necessary information through its website.

(18) Municipal Committee, Bishnah shall perform all other duties mentioned in SWM Rules, which have not been specifically mentioned in these bye-laws.

## CHAPTER-X

### MISCELLANEOUS

15. If any doubt or difficulty arises in the interpretation or implementation of these bye-laws the same shall be placed before Administrative Secretary of Housing and Urban Development Department, whose decision in the matter shall be final.

16. *Co-ordination with Government Bodies.*—Municipal Committee, Bishnah shall co-ordinate with other government agencies

No. 23-4] The J&K Govt. Gazette, 5th Sept., 2019/14th Bhad., 1941. 35  
 and authorities, to ensure compliance of these bye-laws within areas under the jurisdiction or control of such bodies. In case of any difficulty matter shall be placed before Chief Secretary of Government of J&K.

17. The Competent Authority may issue general or special orders from time to time for proper implementation of Solid Waste Management Rules, 2016 and these bye-laws.

18. *Right to Appeal.* Any person aggrieved or affected by Jammu and Kashmir Solid Waste Management Bye-Laws, 2018 shall have the right to appeal before Director Urban Local Bodies, Jammu within 30 days and in case he is not satisfied with the disposal of Director concerned, the second appellate authority shall be Administrative Secretary of Housing and Urban Development Department whose decision shall be final and binding.

(19) *Jurisdiction.*—For filing cases against the Bye-Laws the Jurisdiction is Jammu and Srinagar only.

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SCHEDULE-I

USER FEE SOLID WASTE MANAGEMENT

S.No.	Categories	User Fee from each premises/ House/Dwelling Unit/Flat per month (In Rupees)	
		Municipal Councils	Municipal Committees
1	2	3	
1.	Residential dwelling unit (Covered area)		
	i. Up to 2000 Sq. ft.	50	50
	ii. Over 2000 Sq. ft.	75	75
2.	Street Vendor	50	50
3.	Commercial Establishments, Shops, Eating Places (Dhaba/Sweet/Shops/ Coffee house, Saloon etc.)	250	100





FINE/PENALTY

S.No	Rule/Bye-Laws No.	Offences	Applicable to	Fine for every default (In Rs.)
1.	Rule 4 (1)(a) of SWM Rules	Failure to segregate and store waste and handover segregated waste in accordance with the Rule	Residential Marriage/Party Halls, Festival Halls, Party Lawns, Exhibition and Clubs, Cinema Halls, Pubs, Community Halls, Multiplexes and other such places with area less than 5000 sq. m.	500 10,000
			Other non-residential entities with area less than 5000 sq.m.	1000
2.	Rule 4 (1) (b) and (d) of SWM Rules	o Failure to deal with sanitary waste in	Residential	500

		accordance with the Rule		
		o Failure to deal with horticulture waste and garden waste in accordance with the Rule	Non-Residential	1000
3.	Rule 4 (1) (c) of SWM Rules	Failure to deal with construction and demolition waste in accordance with the Rule	Residential	2000
			Non-Residential	5000
4.	Rule 4 (2) of SWM Rules	Open burning of solid waste	Violator	5000
5.	Rule 4 (4) of SWM Rules	Organizing an event or gathering of more than one hundred person at any unlicensed place without following the prescribed procedure	Person(s), who has/ve organised such event or gathering or, on whose behalf such event or gathering has been organized and the event manager(s), if any, who has/ve organized such event or gathering	5000
6.	Rule 4 (5) of SWM Rules	Street vendor failing to	Violator	500

		deal with waste in accordance with the Rule		
7.	Bye-Law 13 (i) read with Rule 15 (g) of SWM Rules	Littering	Offender	500
8.	Rule 4 (6) of SWM Rules	Failure to deal with waste in accordance with the Rule	Resident Welfare Association	5000
			Market Association	10,000
9.	Rule 4 (7) of SWM Rules	Failure to deal with waste in accordance with the Rule	Gated Community	10,000
			Institution	15,000
10.	Rule 4 (8) of SWM Rules	Failure to deal with waste in accordance with the Rule	Hotel	20,000
			Restaurant	10,000
11.	Rule 17 (2) of SWM Rules	Selling or marketing of disposable products without a system of collecting back the packaging waste generated due to their production	Manufacturer and/or Brand Owner	50,000

FORM-A

## APPLICATION FOR REMITTING SOLID WASTE MANAGEMENT USER CHARGES

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To

The Chief Executive Officer/Executive Officer,  
Municipal Committee, Bishnah.

Sir,

I/We hereby affirm to state that I/We do carry out business at (address of the applicant with the nature of business). I/We hereby agree to hand over the Municipal Solid Waste generated by me/us at my/our premises in segregated form and also agree to pay the SWM User Charges of Rs. \_\_\_\_\_ (in words) as fixed in the SWM Bye-Laws.

E-mail:

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5 Name of the officer-in-charge dealing  
with Solid Waste Management

Phone No.

Fax No.

E-mail :

6 Number of households in the  
city/town

Number of non-residential premises  
in the city

Number of election/administrative  
wads in the City/town

7 Quantity of Solid Waste  
Estimated Quantity of Solid Waste  
generated in the local body area  
per day in metric tones

Quality of Solid Waste collected  
per day

Per capita waste collected per day

Quality of solid waste processed

Quality of solid waste disposal at  
dumpsite/landfill

8 Status of solid waste  
management service

Segregation and storage  
of waste at source

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Whether SOLID WASTE is stored  
at source in domestic/commercial/  
institutional bins, if yes.

### Percentage of Household practice storage of waste at source in domestic bins

Percentage of non-residential premises practices storage of waste at source in commercial/institutional bins

### Percentage of households dispose or throw solid waste on the streets

Percentage of non-residential  
premise dispose or throw solid  
waste on the streets

Whether solid waste is stored at source in segregated form, if yes.

### Percentage of premises segregating the waste at source

## Door to Door Collection of solid waste

Whether door to door collection  
(D2D) of solid waste is being done  
in the city/town, if yes

Number of wards covered in D2D  
collection of waste

Number of household covered

Number of non-residential premises including commercial establishments, hotels, restaurant, educational Institution/offices etc. covered

1	2
Percentage of residential and non-residential premises covered in door to door collection through:	
Motorized vehicle	
Contained tricycle/Handcart	
Other device	
If not, method of primary collection adopted	
Sweeping of streets	
Length of roads, streets, lanes, bye-lanes in the city that need to be cleaned	
Frequency of street sweeping and percentage of population covered	
Total used	
Manual sweeping	
Mechanical Sweeping	
Whether long handle broom used by sanitation workers	
Whether each sanitation worker is given handcart/tricycle for collection of waste	
Whether handcart/tricycle is containerized	
Whether the collection tools synchronizes with collection/waste storage containers utilized	
Secondary Waste Storage facilities	
No. and type of waste storage depots in the city/town	



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## Open waste storage sites

## Masonry bins

## Cement concrete cylinder bins

Dhalao/covered rooms/space

## Covered metal/plastic containers

Up to 1.1 m3 bins

2 to 5 m<sup>3</sup> bins

Above 5 m3 containers

## Bin-less city

### Bin/Population ratio

Ward-wise details of waste storage depots (attach):

Ward No. :

Area :

Population :

No. of bins placed

Total volume of bins placed

Total storage capacity of waste storage facilities in cubic meters

Total Waste actually stored at the waste storage depots daily

Give frequency of collection of waste from the depots

Number of bins cleared

Whether storage depots have facility for storage of segregated waste in green, blue and black bins

2

Whether lifting of solid waste from storage depots in manual or mechanical, give percentage

(%) of manual lifting of solid waste

(%) of mechanical lifting

If mechanical specify the method used

Whether solid waste is lifted from door to door and transported to treatment plant directly in a segregated form

Waste transportation per day Type  
and number of vehicles used

Animal cart

## Tractors

### Non-tipping Truck

## Tipping Truck

## Dumper Placers

## Refuse Collectors

## Compactors

Others

JCB/Loader

Frequency of transportation  
of waste

Quantity of waste transported  
each day

Percentage of total waste  
transported daily

### Waste Treatment Technologies used

Whether solid waste is processed

If yes, Quantity of waste  
processed daily

Whether treatment is done by local body or through an agency

Land (s) available with the local body for waste processing

Land currently utilized for waste processing

Solid Waste processing facilities  
in operation

Solid Waste processing under construction

Distance of processing facilities  
from city/town boundary

### Details of technologies adopted

## Composting

## Vermi composting

## Bio-methanation

## Refuse Derived Fuel

1	2
<p>Waste to Energy technology such as incineration, gasification, pyrolysis or any other technology</p> <p>Co-processing</p> <p>Combustible waste supplied to Cement plant</p> <p>Combustible waste supplied to solid waste based power plants</p> <p>Others</p> <p>Solid waste disposal facilities</p> <p>No. of dumpsite sites available with the local body</p> <p>No. of sanitary Landfill sites available with the body</p> <p>Area of each such sites available for waste disposal</p> <p>Area of land currently used for waste disposal</p> <p>Distance of dumpsites/landfill facility from city/town</p> <p>Distance from the nearest habitation</p> <p>Distance from water body</p> <p>Distance from state/national highway</p> <p>Distance from Airport</p>	

Distance from important religious place or historical monument

Whether it falls in flood prone area

Whether it falls in earthquake  
fault line area

Quantity of waste land filled each day

Whether landfill site is fenced

Whether Lighting facility is available on site

Whether Weigh bridge facility available

Vehicle and equipments used at landfill (specify)

Manpower deployed at landfill site

Whether covering is done on daily basis

If, not Frequency of covering the waste deposited at the landfill

Cover material used

Whether adequate covering material is available

Provisions for gas venting provided

## Provision for Leachate Collection

Whether an Action Plan has been prepared from improving solid waste management practices in the City



EXTRAORDINARY

REGD. NO. JK 33



**THE  
JAMMU & KASHMIR GOVERNMENT GAZETTE**

Vol. 132] Jammu, Wed., the 4th Sept., 2019/13th Bhad., 1941. [No. 22-9

Separate paging is given to this part in order that it may be filed as a  
separate compilation.

**PART II—B**

**Notifications, Notices and Orders by the Heads of Departments.**

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**GOVERNMENT OF JAMMU AND KASHMIR DIRECTORATE OF  
RURAL DEVELOPMENT, JAMMU**

Order No. 305 of 2019

Dated 04-09-2019

In pursuance to the section 27 (3) of the J&K Panchayati Raj Act, 1989 amended upto October 2018, and Rule 2(1) of the J&K Panchayati Raj Rules 1996 amended upto October 2018, the reservation of Chairpersons of the Block Development Council constituencies for Women, SC and ST in every District of Jammu Division is hereby determined as indicated in the column V of Annexure-A enclosed with this order.

(SD.) SUDERSHAN KUMAR, KAS,

Director,  
Rural Development  
Jammu.

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TO THE ORDER NO.-305 OF 2019

## FINAL BLOCK-WISE RESERVATION OF SC/ST & WOMEN IN RESPECT OF DISTRICT DODA

S. No.	Name of District	Name of Block	Reservation SC/ST/Women
1	2	3	4
1	DODA	1	ASSAR
		2	BHADERWAH
		3	BHAGWAH
		4	BHALLA
		5	BHALLESSA
		6	CHANGA
		7	CHILI PINGAL
		8	CHIRALLA
		9	DALI UDYANPUR
		10	DODA (GHAT)
		11	GUNDANA
		12	JAKYAS
		13	KAHARA
		14	KASTIGARH
		15	KHELLANI
		16	MARMAT
		17	THATHRI



ANNEXURE -A

TO THE ORDER NO.305 OF 2019

DATED 04-09-2019

### FINAL BLOCK-WISE RESERVATION OF SC/ST/OC & WOMEN IN RESPECT OF DISTRICT JAMMU

S. No.	Name of District	Name of Block	Reservation SC/ST/Women
1	2	3	4
2	JAMMU	1	AKHNOOR
		2	ARNIA
		3	BHALWAL
		4	BHALWAL BRAHMANA
		5	BISHNAH
		6	CHOWKI CHOURA
		7	DANSAL
		8	KHARAH BALLI
		9	KHOUR
		10	MAIRA MANDRIAN
		11	MANDAL PHALLIAN
		12	MARH
		13	MATHWAR
		14	MIRAN SAHIB
		15	NAGROTA
		16	PARGWAL
		17	R.S.PURA
		18	SAMWAN
		19	SATWARI
		20	SUCHETGARH

ANNEXURE "A"

TO THE ORDER NO.305 OF 2019

DATED 04-09-2019

## FINAL BLOCK-WISE RESERVATION OF SC/ST & WOMEN IN RESPECT OF DISTRICT KATHUA

S. No.	Name of District	Name of Block	Reservation SC/ST/Women
1	2	3	4
3	KATHUA	1 BAGGAN	WOMEN
		2 BANI	ST
		3 BARNOTI	OPEN
		4 BASOHLI	WOMEN
		5 BHOOND	OPEN
		6 BILLAWAR	OPEN
		7 DHAR MAHANPUR	WOMEN
		8 DINGA AMB	OPEN
		9 DUGGAIN	OPEN
		10 DUGGAN	ST WOMEN
		11 HIRANAGAR	OPEN
		12 KATHUA	SC
		13 KEERIAN GANDYAL	HQ
		LAKHANPUR	WOMEN
		14 LOHAI MALHAR	OPEN
		15 MAHANPUR	OPEN
		16 MANDLI	SC WOMEN
		17 MARHEEN	SC
		18 NAGRI	SC
		19 NAGROTA GUJROO	OPEN

ANNEXURE -A

10.1111/j.1365-3113.2011.04561.x

S	Name of	Name of Block	Reservation S
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S. No.	Name of District	Name of Block	Reservation SC/ST/Women
1	2	3	4
4	KISHTWAR	1	BOUNJWAH
		2	DACHHAN
		3	DRABSHALLA
		4	INDERWAL
		5	KISHTWAR
		6	MARWAH
		7	MUGAL MAIDAN
		8	NAGSANI
		9	PADDER
		10	PALMAR
		11	THAKRIE
		12	TRIGAM
		13	WARWAN

ANNEXURE A

TO THE ORDER NO. 305 OF 2019  
DATED 04-09-2019

FINAL BLOCK-WISE RESERVATION OF SC/ST & WOMEN IN  
RESPECT OF DISTRICT POONCH

S. No.	Name of District	Name of Block	Reservation SC/ST/Women
1	2	3	4
5	POONCH	1	BALAKOTE
		2	BUFFLIAZ
		3	LASSANA
		4	LORAN
		5	MANDI
		6	MANKOTE
		7	MENDHAR
		8	NANGALI SAHIB
			SAIN BABA
		9	POONCH
		10	SATHRA
		11	SURANKOTE

No. 22-9] The J&K Govt. Gazette, 4th Sept., 2019/13th Bhad., 1941. 7  
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ANNEXURE -A  
TO THE ORDER NO.305 OF 2019  
DATED 04-09-2019

FINAL BLOCK-WISE RESERVATION OF SC/ST & WOMEN IN  
RESPECT OF DISTRICT RAJOURI

S. No.	Name of District	Name of Block	Reservation SC/ ST/Women
1	2	3	4
6	RAJOURI	1 BUDHAL (NEW)	WOMEN
		2 BUDHAL (OLD)	ST
		3 DARHAL	OPEN
		4 DHANGRI	WOMEN
		5 DOONGI	ST
		6 KALAKOTE	ST
		7 KHAWAS	ST WOMEN
		8 LAMBERI	OPEN
		9 MANJAKOTE	OPEN
		10 MOUGHLA	WOMEN
		11 NOWSHERA	SC
		12 PANJGRIAN	ST
		13 PLANGARH	WOMEN
		14 QILA DARHAL	ST
		15 RAJOURI	ST
		16 SERI	WOMEN
		17 SIOT	OPEN
		18 SUNDERBANI	OPEN
		19 THANNAMANDI	OPEN

ANNEXURE ::A00

ANNEXURE -A  
TO THE ORDER NO.305 OF 2019  
DATED 04-09-2019

## FINAL BLOCK-WISE RESERVATION OF SC/ST & WOMEN IN RESPECT OF DISTRICT RAMBAN

S. No.	Name of District	Name of Block	Reservation SC/ST/Women
1	2	3	4
7	RAMBAN	1	BANIHAL
		2	BATOTE
		3	GANDHRI
		4	GOOL
		5	GUNDI DHARAM
		6	KHARI MM
		7	RAJGARH
		8	RAMBAN
		9	RAMSOO
		10	SANGALDAN
		11	UKHRAL

ANNEXURE :-A

TO THE ORDER NO.305 OF 2019  
DATED 04-09-2019

## FINAL BLOCK-WISE RESERVATION OF SC/ST & WOMEN IN RESPECT OF DISTRICT REASI

S. No.	Name of District	Name of Block	Reservation SC/ST/Women
1	2	3	4
5			
8	REASI	1	ARNAS
		2	BHAMAG
		3	CHASSANA
		4	GULAB GARH
		5	JIJ BAGLI
		6	KATRA
		7	MAHORE
		8	PANTHAL
		9	POUNI
		10	REASI
		11	THAKRAKOTE
		12	THUROO

ANNEXURE A

ANNEXURE -A  
TO THE ORDER NO.305 OF 2019  
DATED 04-09-2019

### FINAL BLOCK-WISE RESERVATION OF SC/ST & WOMEN IN RESPECT OF DISTRICT SAMBA

S. No.	Name of District	Name of Block	Reservation SC/ST/Women
1	2	3	4
9	SAMBA	1	BARI BRAHMANA
		2	GHAGWAL
		3	NUD
		4	PURMANDAL
		5	RAJPURA
		6	RAMGARH
		7	SAMBA
		8	SUMB
		9	VIJAYPUR



ANNEXURE -A

TO THE ORDER NO.305 OF 2019

### FINAL BLOCK-WISE RESERVATION OF SC/ST & WOMEN IN

S. No.	Name of District	Name of Block	Reservation SC/ST/Women
1	2	3	4
10	UDHAMPUR	1	CHANUNTA
		2	CHENANI
		3	DUDU BASANT
			GARH
		4	GHORDI
		5	JAGANOO
		6	KHOON
		7	KULWANTA
		8	LATTI MAROTHI
		9	MAJALTA
		10	MOUNGRI
		11	NARSOO
		12	PANCHARI
		13	PARLIDHAR
		14	RAMNAGAR
		15	SEWNA
		16	TIKRI
		17	UDHAMPUR



Vol. 132] Jammu, Thu., the 5th Sept., 1919/14th Bhad., 1941. [No. 23-1

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Ramnagar, the 5th September, 2019.

# CHAPTER I

(2) They shall come into force on the date of their publication in the J&K Government Gazette.

2. *Extent of Application.* These bye-laws shall be applicable within the territorial limits of Municipal Committee, Ramnagar.

3. *Definitions.* (1) In these bye-laws, unless the context otherwise requires,

- (1) **“Agency”** means Municipal Committee, Ramnagar ;
- (2) **“Aerobic composting”** means a controlled process involving microbial decomposition of organic matter in the presence of oxygen ;
- (3) **“Anaerobic digestion”** means a controlled process involving microbial decomposition of organic matter in the absence of oxygen ;
- (4) **“Authorization”** means the permission given by the State Pollution Control Board, to the operator of a facility or Urban Local authority, or any other agency responsible for processing and disposal of Solid waste ;
- (5) **“Biodegradable waste”** means any organic material that can be degraded by micro-organism into simpler stable compounds ;
- (6) **“Bio-methanation”** means a process which entails enzymatic decomposition of the organic matter by microbial action to produce methane rich biogas ;
- (7) **“Brand owner”** means a person or company who sells any commodity under a registered brand label ;
- (8) **“Bulk Garden and Parks & Horticultural Waste”** means bulk waste from parks, gardens etc. including grass clippings, weeds, woody -brown carbon-rich material such as branches, twigs, wood chipping, straw, dead leaves, tree trimmings, etc. which cannot be accommodated in the daily collection system for bio-degradable waste ;
- (9) **“Bulk Waste Generator”** means bulk waste generator defined under Rule 3(1)(8) of the Solid Waste Management

Rules, 2016 (hereinafter referred to as 'SWM Rules') and any other waste generator including buildings occupied by the Central Government departments or undertakings, State Government departments or undertaking, Local bodies, public sector undertakings or private companies, hospitals, nursing homes, schools, colleges, universities, other educational institutions, hostels, hotels, commercial establishments, markets, places of worship, stadia and sport complexes having an average waste generation rate exceeding 100 Kg. per day ;

- (10) **“C&D waste (Construction and Demolition waste)”** means Construction and Demolition Waste (Debris) that are non-hazardous in nature generated out of building materials, debris and rubble in the jurisdiction of Municipal Committee, Ramnagar.
- (11) **“Clean Area”** means the public place in front of and all around or adjacent to any premises extending to the kerb side and including the drain, foot path and kerb cleaned and so maintained in accordance with these bye-laws ;
- (12) **“Cleanliness Fee”** means an amount of fees collected by the managers/Organizers for cleaning the site by the Agency ;
- (13) **“Collection”** means lifting and removal of solid waste from source of waste generation, collection points or any other location ;
- (14) **“Collection Counter”** means where the user charges shall be remitted which will be available at all Zonal Officers and headquarters.
- (15) **“Combustible waste”** means non-biodegradable, non-recyclable, non-reusable, non-hazardous solid waste having minimum calorific value exceeding 1500 kcal/kg and excluding chlorinated materials like plastic, wood pulp, etc.;
- (16) **“Community waste storage bin”** means any storage facility setup and maintained by the Municipal Committee, Ramnagar, in the State collectively by owners and or/occupiers of one or more premises for storage of Municipal

Solid Waste in a segregated manner in the road side/premises of anyone of such owners/occupiers or in their common premises ;

- (17) **“Composting”** means a controlled process involving microbial decomposition of organic matter ;
- (18) **“Co-processing”** means use of non-biodegradable and non-recyclable solid waste having calorific value exceeding 1500k/cal as raw material or as a source of energy or both to replace or supplement the natural mineral resources and fossil fuels in industrial processes ;
- (19) **“Containerised Hand Cart”** means the hand cart provided by the Municipal Committee, Ramnagar, or the agency/agent appointed by it for point-to-point collection of solid waste ;
- (20) **“Decentralized processing”** means establishment of dispersed facilities for maximizing the processing of biodegradable waste and recovery of recyclables closest to the source of generation so as to minimize transportation of waste for processing or disposal ;
- (21) **“Delivery”** means handing over any category of solid waste to worker of Municipal Committee, Ramnagar or any other person appointed, authorised or licensed by Municipal Committee, Ramnagar for taking delivery of such waste or depositing it in any vehicle provided by Municipal Committee, Ramnagar or by any other authorised agency or licensed by Municipal Committee Ramnagar, to do so ;
- (22) **“Disposal”** means the final and safe disposal of post processed residual solid waste and inert street sweepings and silt from surface drains on land to prevent contamination of ground water, surface water, ambient air and attraction of animals or birds ;
- (23) **“Domestic hazardous waste”** means discarded paint drums, pesticide cans, CFL bulbs, tube lights, expired medicines, broken mercury thermometers, used batteries, used needles and syringes and contaminated gauge, etc.,

generated at the household level ;

- (24) **“Door to door collection”** means collection of solid waste from the door step of households, shops, commercial establishments, offices, institutional or any other non-residential premises and includes collection of such waste from entry gate or a designated location on the ground floor in a housing society, multistoried building or apartments, large residential, commercial or institutional complex or premises ;
- (25) **“Dry waste”** means waste other than bio-degradable waste and inert street sweepings and includes recyclable and non recyclable waste, combustible waste and sanitary napkin and diapers, etc. ;
- (26) **“Dump sites”** means a land utilized by local body for disposal of solid waste without following the principles of sanitary land filling ;
- (27) **“Event”** means any gatherings for the purpose of functions, celebrations, meetings, rallies, processions, open air theatre activities, cinema shootings in public places.
- (28) **“Extended producer responsibility”** (EPR) means responsibility of any producer of packaging products such as plastic, tin, glass, wrappers and corrugated boxes, etc., for environmentally sound management, till end-of-life of the packaging products ;
- (29) **“E-waste”** shall have the same meaning as defined under Rule 3(l) (r) of the E-Waste (Management) Rules, 2016.
- (30) **“Facility”** means any establishment wherein the solid waste management processes namely segregation, recovery, storage, collection, recycling, processing, treatment or safe disposal are carried out ;
- (31) **“Familiarization/warning period”** means that specific period, during which there is a relaxation in the fines for contravention of these bye-laws ;
- (32) **“Fine”** means penalty imposed on waste generators or

operators of waste processing and disposal facilities under the bye-laws for non- compliance of the directions contained in rules and/or these bye- laws ;

- (33) **“Fixed Compactor Transfer Station (FCTS)”** means a powered machine which is designed to compact segregated solid waste and remains stationary when in operation. The compacts or may also be mobile when in operation, which may be called Mobile Transfer Station (MTS).
- (34) **“Handling”** includes all activities relating to sorting, segregation, material recovery, collection, secondary storage, shredding, baling, crushing, loading, unloading, transportation, processing and disposal of solid wastes ;
- (35) **“Hazardous waste”** means any waste which by reason of any of its physical, chemical, reactive, toxic, causing danger or is likely to cause danger to health or environment, whether alone or when in contact with other wastes or substances and all other hazardous wastes as defined in the Hazardous Wastes (Management and Handling) Rules, 1989 as amended to date and the Hazardous and other waste (Management and Transboundary Movement) Rules, 2016.
- (36) **“Horticulture, Parks and Garden Waste”** means waste from parks, gardens traffic island etc. These include grass clipping, annual weeds woody 'brown' carbon-rich material such as branches, twigs, wood chipping, straw, dead leaves, tree trimmings, etc. which cannot be accommodated in the daily collection system for bio-degradable waste ;
- (37) **“House-gully”** means a passage or strip of land, constructed, set apart or utilized for the purpose of serving as or carrying a drain or affording access to the latrine, urinal, cesspool or other receptacle for filling of other polluted matter by persons employed in the clearing thereof or in the removal of such matter therefrom.
- (38) **“Incineration”** means an engineered process involving

burning or combustion of solid waste to thermally degraded waste materials at high temperatures ;

- (39) **“Inerts”** means wastes which are not bio-degradable, recyclable or combustible street sweeping or dust and silt removed from the surface drains ;
- (40) **“Informal waste collector”** includes individuals, associations or waste traders who are involved in sorting, sale and purchase of recyclable materials ;
- (41) **“Leachate”** means the liquid that seeps through solid waste or other medium and has extracts of dissolved or suspended material from it ;
- (42) **“Litter”** means all refuse and includes any other waste material which, if thrown or deposited as prohibited under these Bye-Laws, tends to create uncleanliness or a danger or nuisance to public health, safety or welfare.
- (43) **“Littering”** means putting litter in such a location that it falls, descends, blows, is washed, percolates or otherwise escapes or is likely to fall, descend blow, be washed, percolate or otherwise escape into or onto any public place, or causing, permitting or allowing litter to fall, descend, blow, washed, percolate or otherwise escape into or onto any public place.
- (44) **“Local body”** for the purpose of these bye-laws means JMC/SMC and other Local Bodies including, Municipal Councils, Municipal Committees, Town Area Committees, in the State.
- (45) **“Materials Recovery facility” (MRF)** means a facility where non-compostable solid waste can be temporarily stored by the local body or any other entity or any person or agency authorised by any of them to facilitate segregation, sorting and recovery of recyclables from various components of waste by authorised informal sector of waste pickers, informal recyclers or any other work force engaged by the local body or entity for the purpose before the waste is



delivered or taken up for its processing or disposal ;

- (46) **“Neighbourhood”** means a clearly defined locality, with reference to its physical layout, character or inhabitants ;
- (47) **“New construction”** means all buildings under construction within the limits of the Municipal Committee, Ramnagar ;
- (48) **“Non-biodegradable waste”** means any waste that cannot be degraded by microorganisms into simpler stable compounds ;
- (49) **“Nuisance”** includes any act, omission, place or thing which comes or is likely to cause injury, danger, annoyance or offence to the sense of sight, smelling or hearing or which is or may be dangerous to life or injurious to health or property ;
- (50) **“Nuisance Detectors”** (NOs) means those employees of the Municipal Committee, Ramnagar who are appointed to detect the acts of Public nuisance, etc. ;
- (51) **“Occupier/occupant”** includes any person who for the time being is in occupation of, or otherwise using, any land or building or part thereof, for any purpose whatsoever ;
- (52) **“Operator of a facility”** means a person or entity, who owns or operates a facility for handling solid waste which includes the Municipal Committee, Ramnagar and any other entity or agency appointed by the Municipal Committee, Ramnagar ;
- (53) **“Owner”** means any person who exercises the rights of an owner of any building, or land or part thereof ;
- (54) **“Pelletisation”** means a process whereby pellets are prepared which are small cubes or cylindrical pieces made out of solid waste and includes, fuel pellets which are also referred as refuse derived fuel ;

- (55) **“Primary collection”** means collecting, lifting and removal of segregated solid waste from source of its generation including households, shops, offices and any other non-residential premises or from any collection points or any other location specified by the Municipal Committee, Ramnagar.
- (56) **“Processing”** means any scientific process by which segregated solid waste is handled for the purpose of reuse, recycling or transformation into new products ;
- (57) **“Public place”** includes any road, arch road, viaduct, lane, footway, alley or passage, highway, causeway, bridge, square alley or passage whether a thoroughfare or not over which the public have a right of passage, and such places to which the public has access such as parks, gardens, recreation grounds, playgrounds, beaches, water bodies, water courses, public plazas and promenades, government and municipal buildings, public hospitals, markets, slaughter houses, courts, etc. ;
- (58) **“Prescribed”** means prescribed by SWM Rules and/or these bye-laws ;
- (59) **“Receptacle”** means any storage container, including bins and bags, used for the storage of any category of MSW ;
- (60) **“Recycling”** means the process of transforming segregated non-biodegradable solid waste into new material or product or as raw material for producing new products which mayor may not be similar to the original products ;
- (61) **“Recyclable Waste”** means the waste that is commonly found in the MSW. It is also called as "Dry Waste". These include many kinds of glass, paper, metal, plastic, textiles, electronics goods, etc.
- (62) **“Redevelopment”** means rebuilding of old residential or commercial buildings at the same site, where the existing buildings and other infrastructures have become dilapidated ;

- (63) **“Refuse”** means any waste matter generated out of different activities, processes, either Bio-degradable/Non-biodegradable/recyclable in nature in either solid or semi-solid form which cannot be consumed, used or processed by the generator in its existing form.
- (64) **“Refuse Derived Fuel” (RDF)** means fuel derived from combustible waste fraction of solid waste like plastic, wood, pulp or organic waste, other than chlorinated materials, in the form of pellets or fluff produced by drying, shredding, dehydrating and compacting of solid waste ;
- (65) **“Residual solid waste”** means and includes the waste and rejects from the solid waste processing facilities which are not suitable for recycling or further processing ;
- (66) **“Rule”** means Solid Waste Management Rules, 2016 ;
- (67) **“Sanitation”** means the promotion of hygiene and the prevention of disease and other consequences of ill health relating to environmental factors ;
- (68) **“Sanitary Landfill Facility”** means a waste disposal site for the deposit of residual solid waste in a facility designed with protective measures against pollution of ground water, surface water and air fugitive dust, wind-blown litter, bad odour, fire hazard, bird menace, pests or rodents, greenhouse gas emissions, slope instability and erosion ;
- (69) **“Sanitary land filling”** means the final and safe disposal of residual solid waste and inert wastes on land in a facility designed with protective measures against pollution of ground water, surface water and fugitive air dust, wind-blown litter, bad odour, fire hazard, animal menace, bird menace, pests or rodents, greenhouse gas emissions, persistent organic pollutants slope instability and erosion ;
- (70) **“Sanitary waste”** means wastes comprising of used diapers, sanitary towels or napkins, tampons, condoms, incontinence sheets and any other similar waste ;

- (71) **“Sanitary worker”** means a person employed by the municipal corporation for collecting or removing MSW or cleansing the drains in the municipal/corporation areas ;
- (72) **“Schedule”** means the Schedule appended to these rules ;
- (73) **“Storage”** means the temporary containment of solid waste in a manner so as to prevent littering, attraction to vectors, stray animals and excessive foul odour ;
- (74) **“Secondary storage”** means the temporary containment of solid waste after collection at secondary waste storage depots or MRFs or bins for onward transportation of the waste to the processing or disposal facility ;
- (75) **“Segregation”** means sorting and separate storage of various components of solid waste namely biodegradable wastes including agriculture and dairy waste, non biodegradable wastes including recyclable waste, non-recyclable combustible waste, sanitary waste and non recyclable inert waste, domestic hazardous wastes, and construction and demolition wastes ;
- (76) **“Service provider”** means an authority providing public utility services like water, sewerage, electricity, telephone, roads, drainage, etc. ;
- (77) **“Solid waste”** means and includes solid or semi-solid domestic waste, sanitary waste, commercial waste, institutional waste, catering and market waste and other non-residential wastes, street sweepings, silt removed or collected from the surface drains, horticulture waste, agriculture and dairy waste, treated bio-medical waste, Hazardous waste excluding industrial waste, bio-medical waste and e-waste, battery waste, radio-active waste generated in the area under the local authorities and other entities ;
- (78) **“Sorting”** means separating various components and categories of recyclables such as paper, plastic, cardboards, metal, glass, etc., from mixed waste as may be appropriate to facilitate recycling ;

- (79) **“Source”** means the premises in which the waste is generated or a community storage centre used by owners/occupiers of one or more premises for segregated storage of MSW ;
- (80) **“Spittoon”** means a metal or earthenware pot typically having a funnel-shaped top, used for spitting into.
- (81) **“Stabilising”** means the biological decomposition of biodegradable wastes to a stable state where it generates no leachate or offensive odours and is fit for application to farm land, soil erosion control and soil remediation ;
- (82) **“Stabilised biodegradable waste”** means the biologically stabilized (free of pathogens) waste resulting from the mechanical/biological treatment of bio degradable waste ; only when stabilised can such waste be used with no further restrictions ;
- (83) **“Street vendor”** means any person engaged in vending of articles, goods, wares, food items or merchandise of everyday use or offering services to the general public, in a street, lane, side walk, footpath, pavement, public park or any other public place or private area, from a temporary built up structure or by moving from place to place and includes hawker, peddler, squatter and all other synonymous terms which may be local or region specific; and the words ÷street vending÷ with their grammatical variations and cognate expressions, shall be construed accordingly ;
- (84) **“Tipping fee”** means a fee or support price determined by the local authorities or any state agency authorised by the State government to be paid to the concessionaire or operator of waste processing facility or for disposal of residual solid waste at the landfill ;
- (85) **“Transportation”** means conveyance of solid waste, either treated, partly treated or untreated from a location to another location in an environmentally sound manner through specially designed and covered transport system so as to prevent the foul odour, littering and unsightly conditions ;

- (86) **“Transfer station”** means a facility created to receive solid waste from collection areas and transport in bulk in covered vehicles or containers to waste processing and, or, disposal facilities ;
- (87) **“Treatment”** means the method, technique or process designed to modify physical, chemical or biological characteristics or composition of any waste so as to reduce its volume and potential to cause harm ;
- (88) **“User fee/Charges”** means fees or charges imposed by Municipal Committee, Ramnagar through general or special order of the Competent Authority from time-to-time, on the waste generator to cover full or part cost of providing solid waste collection, transportation, processing and disposal services ;
- (89) **“Vacant Plot”** means any Land or open space belonging to a private party/person that is not occupied by them/him ;
- (90) **“Vermi composting”** means the process of conversion of bio-degradable waste into compost using earth worms ;
- (91) **“Waste hierarchy”** means the priority order in which the solid waste is to be managed by giving emphasis to prevention, reduction reuse, recycling, recovery and disposal, with prevention being the most preferred option and the disposal at the landfill being the least ;
- (92) **“Waste generator”** means and includes every person or group of persons, every residential premises and non-residential establishments including Indian Railways, defence establishments, which generate solid waste or other institutions i. e. Hotels, restaurants, malls, private/government business/ industrial establishments falling within the limits of Municipal Committee, Ramnagar.

- (93) **“Waste picker”** means a person or groups of persons informally engaged in collection and recovery of reusable and recyclable solid waste from the source of waste generation, streets, bins, material recovery facilities, processing and waste disposal facilities for sale to recyclers directly or through intermediaries to earn their livelihood.

## CHAPTER II

### SEGREGATION AND PRIMARY STORAGE OF SOLID WASTE

#### 4. *Segregation and storage of solid waste at source.*ô (1)

It shall be necessary for all waste generators to separate and store the solid waste coming out of their own places regularly into three streams namely :ô

- (a) non-biodegradable or dry waste ;
- (b) biodegradable or wet waste ;
- (c) domestic hazardous waste; and deposit it into covered waste bins, and handover segregated waste to designated waste collectors as per the direction of Municipal Committee, Ramnagar, from time to time.

(2) Every bulk waste generator is to separate and store the solid waste coming out of their own places into three streams namely :ô

- (a) non-biodegradable or dry waste ;
- (b) biodegradable or wet waste ;
- (c) hazardous waste in suitable bins ; and handover segregated waste to authorised waste processing or disposal facilities or deposition centres through the authorised waste collection agency with paying the carrying charges specified by Municipal Committee, Ramnagar from time to time.

(3) The colour of bins for storage of segregated waste shall be green- for biodegradable waste or wet waste blue - for non- biodegradable or dry waste and black- for domestic hazardous waste.

(4) All resident welfare and market associations shall ensure segregation of waste at source by the generators, facilitate collection of segregated waste in separate streams, handover recyclable material to either the authorised waste pickers or the authorised recyclers. The bio-degradable waste shall be processed, treated and disposed of through composting or bio-methanation within the premises as far as possible. The residual waste shall be given to the waste collectors or agency as directed by Municipal Committee, Ramnagar.

(5) All gated communities and institutions with more than 5,000 sq. m. area shall ensure segregation of waste at source by the generators, facilitate collection of segregated waste in separate streams, handover recyclable material to either the authorised waste pickers or the authorised recyclers. The bio-degradable waste shall be processed, treated and disposed off through composting or bio- methanation within the premises as far as possible. The residual waste shall be given to the waste collectors or agency as directed by Municipal Committee, Ramnagar.

(6) All hotels and restaurants shall ensure segregation of waste at source, facilitate collection of segregated waste in separate streams, handover recyclable material to either the authorised waste pickers or the authorised recyclers. The bio-degradable waste shall be processed, treated and disposed of through composting or bio-methanation within the premises as far as possible. The residual waste shall be given to the waste collectors or agency as directed by Municipal Committee, Ramnagar.

(7) No person shall organize an event or gathering of more than one hundred persons at any unlicensed place without intimating Municipal Committee, Ramnagar along with payment of user fee as prescribed in the schedule, at least three working days in advance and the person or the organizer of such event shall ensure segregation of waste at source and handing over of segregated waste to waste collector or agency as specified by Municipal Committee, Ramnagar.

(8) Used sanitary waste are to be securely wrapped as and when generated in the pouches provided by the manufacturers or brand owners of these products or in a news paper or suitable biodegradable wrapping material and place the same in the bin meant for non-biodegradable waste or dry waste.



(9) Every street vendor shall keep suitable containers for storage of segregate waste generated during the course of his activity such as food waste, disposable plates, cups, cans, wrappers, coconut shells, leftover food, vegetables, fruits, etc., and shall deposit such waste at waste storage depot or container or vehicle as notified by Municipal Committee, Ramnagar.

(10) Waste generator of garden and horticulture waste generated from his premises shall store such waste separately in his own premises and dispose of the same as per the directions of Municipal Committee, Ramnagar from time to time.

(11) Domestic Hazardous Waste shall be stored and delivered by every waste generator to the collection vehicle which shall be provided weekly/periodically by Municipal Committee, Ramnagar or any other Agency authorised by it for collection of such waste, or to a centre designed for collection of such waste for disposal in a manner that is mandated by the Government of Jammu and Kashmir or State Pollution Control Board.

(12) Construction and Demolition Waste shall be stored and delivered separately as per the Construction and Demolition Waste Management Rules, 2016.

(13) No untreated bio-medical waste, e-waste, hazardous chemicals and industrial waste shall be mixed with solid waste. Such waste shall be disposed off in accordance with the respective rules framed under the Environment (Protection) Act, 1986.

(14) Every owner/occupier of any premises other than designated slaughter houses and markets, who generates poultry, fish and slaughter waste as a result of any commercial activity, shall store the same separately in closed, hygienic condition and deliver it at a specified time, on a daily basis to the Municipal Committee, Ramnagar collection vehicle provided for this purpose. Depositing of such waste in any community waste bin is strictly prohibited.

(15) Segregated bio-degradable solid waste if not composted by the generators, shall be stored by them within their premises and its delivery shall be ensured to the municipal worker/vehicle/waste picker/waste collector or to the bio-degradable waste collection vehicle provided

for specified commercial generators of bulk bio-degradable waste at such times as may be notified from time to time.

### CHAPTER III

#### SOLID WASTE COLLECTION

5. *Collection of Solid Waste.*ô (1) In compliance with SWM Rules, 2016, door to door collection of segregated solid waste shall be implemented in all areas or Wards of Municipal Committee, Ramnagar, to collect garbage from every house, including slums and informal settlements on a daily basis by integrating the informal door to door collection system with Municipal Committee, Ramnagar collection system.

(2) In order to collect garbage from every house, area-wise specific time slot shall be set and published at conspicuous parts of that area and on the website of Municipal Committee, Ramnagar. Commonly, time for house to house garbage collection shall be set from 5.30 A. M. to 10.30 A. M. for summer and for winter 7:00 A. M. to 11:00 A. M. For collection of garbage from trading establishments, shops in commercial areas or any other institutional waste generators, commonly the time shall be from 7.30 A. M. to 11.00 A. M. However, sweeping can be undertaken twice daily, if required at public and commercial places. The timing for collection of garbage from the trading establishments, shops in commercial areas or any other institutional waste generators shall be decided by the Municipal Committee, Ramnagar accordingly.

(3) Arrangements shall be made for collection of residual solid waste from bulk waste generators, which are processing waste *in-situ*.

(4) Residual solid waste from vegetable, fruit, flower, meat, poultry and fish market shall be collected on day to day basis.

(5) Horticulture and garden waste shall be separately collected and disposed off. One or two days in a week shall be specified for this purpose.

(6) To make optimum use of bio-degradable waste from fruits and vegetable markets, meat and fish markets, bulk horticulture and garden waste and to minimize the cost of collection and transportation, such

waste shall be processed or treated within the area where waste is generated.

(7) Manual handling of waste in the containers shall be prohibited. If unavoidable due to constraints, manual handling shall be carried out under proper protection with due care for safety of workers.

(8) Waste generators shall be responsible to deposit their segregated waste in the Auto-Tipper/Rickshaws etc. deployed by Municipal Committee, Ramnagar. Segregated waste from multistoried buildings, apartments, housing complexes may be collected from the entry gate or any other designated location.

(9) Changing needs and advances in technology shall be taken into consideration for selection of collection equipment and vehicles. Auto-Tippers or vehicles of specific capacity with hydraulically operated hopper covering mechanism from top having two compartments for carrying biodegradable and non-biodegradable waste separately with a hooter shall be deployed for collection of waste.

(10) Automatic voice recorded device, bell or horn having sound not more than the permissible noise level shall be installed on every garbage collection vehicle used by waste collectors.

(11) Route plans for each primary collection and transportation vehicle shall be provided by Municipal Committee, Ramnagar or by the notified authorised waste collector. These plans in tabular as well as GIS map form, duly approved by Municipal Committee, Ramnagar shall mention starting point, start time, waiting points, waiting time on route, end point and end time of the specified route. Municipal Committee, Ramnagar or the notified authorised waste collector shall provide a 'Board' at each street to display time-table of primary collection and transportation vehicles to allow residents avail the facility at prescribed time. Such information shall also be uploaded on the website of Municipal Committee, Ramnagar and published in the local leading newspaper periodically for the information of General Public.

(12) In narrow streets that cannot be serviced by auto tipper or the vehicle, a 3-Wheeler or smaller motorized vehicle with hydraulically

operated hopper covering mechanism from top having two compartments for carrying wet and dry waste separately with a hooter, compatible with mobile transfer station shall be deployed.

(13) In congested and narrower streets that cannot even be serviced by 3-Wheeler or smaller vehicle, cycle rickshaws or any other type of suitable equipment shall be deployed.

(14) Smaller, narrow and congested streets/lanes where even a 3-wheeler/ rickshaw etc. cannot operate, vantage points shall be designated at the start of the locality/street where the collection vehicle shall be parked and the helper/driver of vehicle shall carry a whistle and walk in the locality to announce arrival of vehicle for collecting solid waste. Time table for such collection system shall be displayed at the notice board and uploaded on the website of Municipal Committee, Ramnagar.

(15) Auto tippers, 3-wheelers, rickshaws and any other type of collection vehicles engaged in this service shall collect waste only from households and not from any other source viz. dhalaos, open sites, ground, bins and drains etc.

(16) Municipal Committee, Ramnagar or its notified authorised waste collectors shall be responsible to cover all the streets/lanes of each zone for the primary collection.

## CHAPTER IV

## SECONDARY STORAGE OF SOLID WASTE

6. *Storage of solid waste in the secondary storage points.*

(1) Segregated solid waste collected from doorsteps shall be taken to waste storage depots, community storage bins or fixed or mobile transfer stations or the locations specified by Municipal Committee, Ramnagar for secondary storage of waste.

(2) Such secondary storage points shall have covered containers (of specified colour) for separate storage of :ô

(a) non-biodegradable or dry waste ;

(b) biodegradable or wet waste ;

(c) domestic hazardous waste ;

(3) Different containers shall be used in the areas demarcated by Municipal Committee, Ramnagar to keep segregated waste in the following manner :ô

(a) green- for biodegradable waste ;

(b) blue - for non-biodegradable ;

(c) black - for domestic hazardous waste ;

Municipal Committee, Ramnagar shall separately notify, from time to time, mandatory colour coding and other specifications of receptacles prescribed for storage and delivery of different types of solid waste to enable safe and easy collection without any mixing or spillage of waste, which generators of different types of solid waste shall have to adhere to.

(4) Municipal Committee, Ramnagar on its own or through outsourcing agencies shall maintain the storage facilities for solid waste in a manner that does not create unhygienic and unsanitary conditions around it.

(5) Containers of various sizes in the secondary storage depots shall be provided by Municipal Committee, Ramnagar or any assigned agencies in different colours as mentioned in these bye-laws.

(6) Storage facilities shall be created and established by taking into account quantities of waste generation in a given area and the density of population.

(7) Storage facilities shall be user friendly and shall be so designed that it ensures compaction of waste and that the waste stored is not exposed to open atmosphere.

(8) All the housing cooperative societies, associations, residential and commercial establishments and gated communities etc. shall have the

(10) Recycling Centers for Dry Waste (Non-Biodegradable Waste)ô

- (a) Municipal Committee, Ramnagar shall convert its existing Dhalaos or identify specific location as per requirement, as 'Recycling Centers' which shall be used for segregation of dry waste received through street/door to door waste collection service. Recycling centers may be increased depending on the quantity of dry waste received.
- (b) Dry (non-biodegradable) waste from street/door-to-door collection system and from commercial establishments shall be transferred only to these designated 'recycling centers'. These designated centers shall receive only dry waste.
- (c) There shall also be a provision for the households to directly deposit or sell their recyclable dry waste to the authorised agents and/or authorised waste dealers of Municipal Committee, Ramnagar at these recycling centers at pre-notified rates. A weighing scale and a counter shall be provided at each recycling unit for this purpose. The authorised agents and/or authorised waste dealers shall be allowed to dispose off or sell the recyclable waste to the secondary market or recycling units only in consonance with the provisions of SWM Rules, 2016. The authorised agents and/or authorised waste dealers will be entitled to retain sales realization thereof.

(11) Deposition Centre for specified Domestic Hazardous Waste

- (a) For the collection of domestic hazardous waste, a deposition centre will be set up at a suitable location for receiving the specified domestic hazardous waste. Such facility shall be set in each ward in a manner as per guidelines prescribed and notify the timing of receiving of such waste.
- (b) Municipal Committee, Ramnagar may also give the responsibility to its agency or concessionaire to collect domestic hazardous waste from all waste generators in segregated manner.
- (c) Such waste shall be transported separately to the hazardous waste disposal facility set up by the Government.

## CHAPTER V

### TRANSPORTATION OF SOLID WASTE

7. *Transportation of solid waste.* (1) Vehicles used for transportation of waste shall be covered in such manner that the collected waste is not exposed to open environment. The vehicles may also include compactors and mobile transfer stations depending upon choice of technology by Municipal Committee, Ramnagar.

(2) The storage facilities set up by Municipal Committee, Ramnagar shall be attended daily for clearing waste. The areas around the place where the bins or containers are kept shall also be cleaned.

(3) Collected segregated bio-degradable waste from residential and other areas shall be transferred to the processing plants like compost plants, bio-methanation plants or any such other facilities in a covered manner.

(4) Wherever applicable, for bio-degradable waste, preference shall be given for on-site processing of such waste.

(5) Collected non-bio-degradable waste shall be transported to the respective processing facilities or secondary storage facilities.

(6) Construction and Demolition Waste shall be transported as per the provisions of the Construction and Demolition Waste Management Rules, 2016.

(7) Municipal Committee, Ramnagar shall make arrangements for transportation of inerts in a proper manner. The street sweeping waste and removable drain silt shall be removed immediately after the work is over.

(8) Transportation vehicles shall be so designed that multiple handling of waste, prior to final disposal, is avoided.

(9) The collection vehicles engaged for the purpose shall deposit/transfer waste only at the MTS (Mobile Transfer Station) or FCTS (Fixed compactor Transfer Stations) wherever provided.

(10) In case MTS/FCTS is not stationed at the designated location at that point of time for any reason, then the 'loaded vehicle' shall go to the next designated location of the MTS or FCTS or the site specified by Municipal Committee, Ramnagar to unload the waste.

(11) Fixed compactor transfer station shall be transported through hook loader.

(12) MTS or FCTS shall transport the waste directly to compost plant, waste to energy plant or any other site/plant designated by Municipal Committee, Ramnagar.

(13) There should be no inter-mixing of waste from various sources during the transportation of waste.

(14) The services of street level collection and transportation of waste shall be provided every day including holidays.

(15) MTS engaged in this service shall receive waste only from designated auto tippers, 3-wheelers or vehicle/bins collecting waste from street level operations.



(16) Dedicated MTS shall be deployed at specified locations to receive waste from the Auto Tippers, 3-Wheelers, Rickshaws etc. engaged in street-level and door-to-door collection of solid waste from households and commercial establishments as per the approved route plans.

(17) Design of MTS and FCTS shall allow unloading of waste from primary collection vehicles by consuming minimum time and without littering waste.

(18) Garbage spilled near MTS and FCTS, while transferring the solid waste, should be cleaned so that no spillage is left. Disinfectant should be used after cleaning process at that location.

(19) Municipal Committee, Ramnagar or its specified agency shall install CCTV cameras at all secondary storage facilities.

## CHAPTER VI

### PROCESSING OF SOLID WASTE

8. *Processing of solid waste.* (1) Municipal Committee, Ramnagar shall facilitate construction, operation and maintenance of solid waste processing facilities and associated infrastructure on their own or through any agency for optimum utilisation of various components of solid waste adopting suitable technology including the following technologies and adhering to the guidelines issued by the Ministry of Urban Development from time to time and standards prescribed by the Central Pollution Control Board :

- (a) to minimise transportation cost and environmental impacts, preference shall be given to decentralised processing such as bio-methanation, microbial composting, vermi-composting, anaerobic digestion or any other appropriate processing for bio-stabilisation of biodegradable waste ;
- (b) through medium/large composting bio-methanation plants at centralised locations ;
- (c) through waste to energy processes by refuse derived fuel for combustible fraction of waste or supply as feed stock to solid waste based power plants ; and/or

- (d) through construction and demolition waste management plants.

(2) Municipal Committee, Ramnagar shall endeavour to create a market for consumption of RDF (Refuse Derived Fuel). The cement factories are liable to take RDF from municipal dumping sites who have to use RDF to the order of 5% of the total fuel burnt by them in their kilns.

(3) In waste to energy plant by direct incineration, absolute segregation shall be mandatory and be part of the terms and conditions of the relevant contracts.

(4) Municipal Committee, Ramnagar shall ensure that recyclables such as paper, plastic, metal, glass, textile etc. go to authorised recyclers.

9. *Other guidelines for processing of solid waste.*ô (1) Municipal Committee, Ramnagar shall enforce processing of bio-degradable waste on site of generation of such waste through composting or bio-methanation, as far as possible, at RWAs (Resident Welfare Associations), group housing societies, markets, gated communities and institutions with more than 5000 sq. m. areas, all hotels and restaurants, banquet halls and places of such nature. Preference shall be given for on site processing of biodegradable waste generated by other waste generators as well.

(2) Bulk generators who fail to install waste processing units within their premises shall be liable for fine to install such processing units with time line envisaged in the notices. If they perpetually fail to establish waste disposal system within six months after first notice issued to them, the Municipal Committee, Ramnagar are empowered to seal such erring bulk waste generating business establishments.

(3) Municipal Committee, Ramnagar shall enforce that markets dealing with vegetables, fruits, flowers, meat, poultry and fish waste while processing bio-degradable waste ensure hygienic conditions.

(4) Municipal Committee, Ramnagar shall enforce processing of horticulture, parks and garden waste separately in the parks and gardens by the generators.

(5) Municipal Committee, Ramnagar shall involve communities in waste management and promote home composting, bio gas generation, decentralized processing of waste at community level, subject to control of odour and maintenance of hygienic conditions around the facility.

(6) The waste generator has to pay user charges/sanitation fee to the local bodies inspite of the fact if they process their waste at their institutional level.

## CHAPTER VII

### DISPOSAL OF SOLID WASTE

10. *Disposal of Solid waste.* Municipal Committee, Ramnagar shall undertake on its own or through any other agency, the construction, operation and maintenance of sanitary landfill and associated infrastructure for disposal of residual waste and inert street sweepings and silt from surface drains in a manner prescribed under SWM Rules and any other obligation imposed by any other law for the time being in force.

## CHAPTER VIII

### USER FEE AND LEVYING OF SPOT FINE/PENALTY

11. *User fee for collection, transportation, disposal of solid waste.* (1) User fee shall be fixed for providing services for garbage collection, transportation and disposal from waste generators by Municipal Committee, Ramnagar. The rates of user fee are specified in Schedule-I.

(2) The user fee so fixed shall be collected from waste generators by Municipal Committee, Ramnagar or the authorised agency or person as may be authorised by Director of Urban Local Bodies, Jammu in this behalf.

(3) Municipal Committee, Ramnagar shall prepare the database of all the waste generators for the purpose of levying user fee, and evolve appropriate mechanism for billing/collection/recovery of user charges, within three months from the date of notification of these bye-laws. The database shall be updated regularly.

(3) The Commissioners shall designate officers for levying fine or penalty by a general or special order in this behalf. The fine/penalty amount is specified in Schedule-II.

(4) The fine or penalty mentioned in Schedule-II shall stand automatically increased by 5% after every 3 years with effect from 1st January of the year.

(5) The fine shall be levied and collected on the spot by the designated officers. In case of non-payment of fine at the spot, the procedure for prosecution prescribed under provisions of the Environment (Protection) Act, 1986 shall follow.

(6) In realization of fines imposed on defaulters, the J&K State Pollution Control Board shall not renew the licenses of hotels and other business units unless an NOC is not procured by the business unit/s from the concerned Municipal Committee, Ramnagar.

(7) Fine shall be imposed on the hospitals and allied concerns if they are found mixing bio-medical wastes with municipal solid waste.

(h) Charges for the material recovery by rag pickers or waste dealers to be decided by the Municipal Committee, Ramnagar.

(8) Concession to bulk purchasers of compost/plastic/tin and recyclables on the price of by product, if any, as a result of processing of Solid Waste shall be decided by the Municipal Committee, Ramnagar.

(j) The cement manufacturing units shall be responsible to lift the RDF from municipal dumping sites and their license renewals be linked with Municipal Committee, Ramnagar NOC.

(9) Tippers ferrying building material and causing avoidable waste on the streets shall be liable for fine to be decided by the Municipal Committee, Ramnagar but not less than Rupees Five Hundred (500/-) per default.

13. Responsibilities of Waste Generators. (1) Prohibition of littering

(a) Littering in any public place : No person shall litter in any public place except in authorised public or private litter receptacles. No person shall repair vehicles, wash/clean utensils or any other object or keep any type of storage in

any public place except in such public facilities or conveniences specifically provided for any of these purposes.

- (b) Littering -on any property : No person shall litter on any open or vacant property except in authorised private or public receptacles.
  - (c) Litter-throwing from vehicles : No person, whether a driver or passenger in a vehicle, shall litter upon any street, road, sidewalk, playground, garden, traffic island or other public place. No vehicle shall be washed on roads, river banks, near public parks, water bodies.
  - (d) Litter from goods vehicles : No person shall drive or move any truck or other goods vehicle unless such vehicle is so constructed and loaded as to prevent any load, contents or litter from being blown off or deposited upon any road, sidewalks, traffic island, playground, garden or other public place.
  - (e) Litter by owned/pet animals : It shall be the responsibility of the owner of any pet animal including dog, cat etc. to promptly scoop/clean up any litter created by such pet on the street or any public place and take adequate steps for the proper disposal of such waste preferably by their own sewage system.
  - (f) Disposal of waste in drain etc. No person shall litter in any drain/river/open pond/water bodies.
- (2) Burning of waste : Disposal by burning of any type of solid waste at public places or at any private or public property is strictly prohibited.
- (3) "Clean Area" : Every person shall endeavour that any public place in front of or adjacent to any premises owned or occupied by him including the footpath and open drain/gutter and kerb is free of any waste, either in solid or liquid form.
- (4) For Public Gatherings and Events organised in public places for any reason (including for processions, exhibitions, circuses, fairs, political

rallies, commercial, religious, socio-cultural events, protests and demonstrations, etc.) where the permission from the Police Department and/or from the Municipal Committee, Ramnagar is required, it will be the responsibility of the organiser of the event or gathering to ensure the cleanliness of that area as well as all appurtenant areas.

(5) Refundable Cleanliness Deposit, as may be notified by the Municipal Committee, Ramnagar, will be taken from the organiser, by the concerned zonal office for the duration of the event. This deposit will be refunded on the completion of the event after it is noted that the said public place has been restored back to a clean state, and any waste generated as a result of the event has been collected and transported to designated sites. This deposit will be only for the cleanliness of the public place and does not cover any damage to property. In case the organisers of the event wish to avail of the services of the Municipal Committee, Ramnagar for the cleaning, collection and transport of waste generated as a result of that event, they must apply to the Chief Executive Officer/ Executive Officer, Municipal Committee, Ramnagar for availing the services and pay the necessary charges as may be fixed by the Competent Authority for this purpose.

(6) Dumping of solid waste on vacant plot and depositing construction and demolition waste at non-designated locations shall be dealt with by the Municipal Committee, Ramnagar in the following manner :ô

- (a) The Municipal Committee, Ramnagar may serve a notice on the owner/occupier of any premises, requiring such owner/occupier to clear any waste on such premises in a manner and within a time specified in such notice.
- (b) If the person on whom the notice has been served fails to comply with the requirements imposed by the notice, such person shall be liable to pay penalties as prescribed from time to time.

- (i) Enter on the premises and clear the waste ; and
- (ii) Recover from the occupier the expenditure incurred in having done so.

- (a) All manufacturers/sole distributors/whole sellers of disposal products such as tin, glass, plastics packaging, wrappers etc., or brand owners who introduce such products in the market within the jurisdiction of Municipal Committee, Ramnagar shall provide necessary financial assistance to Municipal Committee, Ramnagar for establishment of waste management system. Municipal Committee, Ramnagar may also coordinate with the concerned departments of Central Govt. and/or the Govt. of J&K for implementation of this provision. 0.5% of Annual turnover shall be chargeable from them for establishment/maintenance of solid waste management facilities to be deposited with the concerned corporation/local body.
- (b) All such brand owners who sell or market their products in such packaging material which are non-biodegradable shall put in place a system to collect back the packaging waste generated due to their production.
- (c) Manufacturers or brand owners or marketing companies of sanitary napkins and diapers shall explore the possibility of using all recyclable materials in their products or they shall provide a pouch or wrapper for disposal of each napkin or diapers along with the packet of their sanitary products.
- (d) All such manufacturers, brand owners or marketing companies shall educate the masses for wrapping and disposal of their products.



(8) All industrial units using fuel and located within one hundred Km. from a solid waste based refuse derived fuel plant shall make arrangements to replace at least five percent of their fuel requirement by refused derived fuel so produced.

14. *Responsibilities of Municipal Committee, Ramnagar.* (1) Municipal Committee, Ramnagar shall within its territorial area, be responsible for ensuring regular system of surface cleaning of all common streets/ roads, public places, temporary settlements, slum areas, markets, its own parks, gardens, drains etc. by employing human resources and machines and shall be bound to collect the garbage from the declared storage containers, and transport it every day to the final disposal point in closed vehicles for which Municipal Committee, Ramnagar may engage private parties on contract or Public Private Partnership mechanism with the prior approval of Govt., apart from its own cleaning staff and vehicles. In addition, Municipal Committee, Ramnagar shall identify all the commercial areas for carrying out sweeping twice a day.

(2) Municipal Committee, Ramnagar or the authorised agency engaged by it shall provide and maintain sufficient number of community litter bins of sufficient size on public roads, in surroundings of railway stations, bus stops, religious places, in commercial areas etc.

(3) Municipal Committee, Ramnagar for the purpose of managing solid waste activities in decentralized and regular manner shall designate one officer in every ward to supervise the spots of containers, public toilets, community toilets or urinals in public places, transfer station for public garbage, landfill processing units etc.

(4) The competent authority shall designate sufficient Senior Officer/s, preferably not below the rank of to be decided by the Municipal Committee, Ramnagar, as Nodal Officer/s to monitor the progress of segregation, collection, transportation, processing and disposal of solid waste.

(5) Each ward shall be divided into sweeping beats based on the prescribed parameter and deploy manpower accordingly or rationalize the existing deployment and monitor their work by using latest technology. Wherever it is unable to get sweeping through its own staff, it may outsource through contract. Each beat shall be inspected by the supervising officials on daily basis prescribed as per directions.

(6) Municipal Committee, Ramnagar, shall employ latest road/street cleaning machines, mechanical sweepers or other equipments which improves the efficiency of sweeping and drainage cleaning.

(7) Municipal Committee, Ramnagar shall create awareness and sensitization through Information, Education and Communication (IEC) campaign and educate the waste generators and other stakeholders about the various provisions of Solid Waste Management Rules and these bye-laws with special emphasis on user fee and fines/penalties.

(8) Municipal Committee, Ramnagar shall encourage waste generators to treat wet waste at source. It may consider creating systems for incentives for adoption of decentralized technologies such as bio-methanation, composting etc. Incentives may be like awarding and recognizing the households. RWAs and institutions etc. by giving certificates by publishing their names on respective websites or rebate in property tax etc.

(9) Municipal Committee, Ramnagar shall ensure that the authorities of Agriculture Department, Floriculture Department, Horticulture, SKAUST are supplied with sufficient quantity of compost generated out of organic waste to phase out the use of chemical fertilizers and use compost in all parks, gardens maintained by them and wherever possible in other places under its jurisdiction. Incentives may be provided to recycling initiatives by informal waste recycling sector and shall take up with the Directorate of Horticulture, Agriculture and Floriculture for use of compost.

(10) Municipal Committee, Ramnagar shall make efforts to streamline and formalize solid waste management systems and endeavour that the informal sector workers in waste management (waste pickers) are given priority to upgrade their work conditions and are enumerated and integrated into the formal system of solid waste management.

(11) Municipal Committee, Ramnagar shall ensure that the operator of a facility provides personal protection equipment including uniform, fluorescent jacket, hand gloves, raincoats, appropriate foot wear and masks to all workers handling solid waste and the same are used by the workforce.

(12) Municipal Committee, Ramnagar shall ensure occupational safety of its own staff and staff of outsourced agency involved in collection transport and handling of waste by providing appropriate and adequate personal protective equipments.

(13) In case of an accident at any solid waste processing or treatment or disposal facility or landfill site, the officer-in-charge of the facility shall report to Municipal Committee, Ramnagar immediately which shall review and issue instructions, if any, to the in-charge of the facility.

(14) Regular checks : Chief Executive Officer/Executive Officer/ Assistant Sanitation Officer, Municipal Committee, Ramnagar shall conduct regular checks in various parts of the wards and other places of collection, transportation, processing and disposal of solid waste to supervise compliance of various provisions of SWM Rules and these bye-laws.

(15) Municipal Committee, Ramnagar shall develop a public grievance redressal system (PGRS) by setting up of call centre at its headquarter. The PGRS may include SMS based service mobile application or web based services.

(16) Municipal Committee, Ramnagar shall install bio-metric/smart card technologies/ICT System for tracking and recording attendance of employees associated with the working of SWM Rules and these bye-laws at Hq./all zones/ward offices etc. and shall make an endeavour to integrate such system with the salary/wages/remuneration.

(17) Transparency and Public Accessibility : To ensure greater transparency and public accessibility, Municipal Committee, Ramnagar, shall provide all necessary information through its website.

(18) Municipal Committee, Ramnagar shall perform all other duties mentioned in SWM Rules, which have not been specifically mentioned in these bye-laws.

## CHAPTER-X

### MISCELLANEOUS

15. If any doubt or difficulty arises in the interpretation or implementation of these bye-laws the same shall be placed before Administrative Secretary of Housing and Urban Development Department, whose decision in the matter shall be final.

16. *Co-ordination with Government Bodies.*—Municipal Committee, Ramnagar shall co-ordinate with other government agencies



1	2	3	
4.	Guest House/Dharamshalas/Hostels/ Paying Guest	1000	500
5.	Restaurant up to sitting of 50 person	1000	500
6.	Restaurant with sitting of more than 50 person	2000	1000
7.	Hotel (Up to 3 star)	1000	1000
8.	Hotel (above 3 star)	5000	5000
9.	Commercial offices, government officers, bank, insurance offices, coaching classes, educational institutes etc.	500	100
10.	Kinder Garten, Cretches etc.	--	--
11.	Clinic, dispensary, laboratories,	1000	500
12.(a)	Nursing homes (up to 50 beds) only non-bio medical waste.	1000	500
12.(b)	Hospitals, Nursing Homes (above 50 beds)	4000	4000
13.	Small and cottage industry, workshop (only non-hazardous waste)	1000	500
14.	Godowns, cold storages (only non-hazardous waste)	2000	1000
15.	Automobiles, showrooms	2000	1000
16.	Service Stations, Automobile Workshops	1000	500
17.	Marriage/Party Halls, Festivals Halls, Party Lawns, exhibition and fairs.	2000	1000
18.	Clubs, cinemas halls, pubs, multiplexes and other such places.	2000	1000
19.	Any other non-commercial, commercial, religious or charitable institution not covered in any of above categories.	500	500
20.	Dairies & Kennels	1000	500



1	2	3	4	5
		accordance with the Rule		
		o Failure to deal with horticulture waste and garden waste in accordance with the Rule	Non-Residential	1000
3.	Rule 4 (1) (c) of SWM Rules	Failure to deal with construction and demolition waste in accordance with the Rule	Residential	2000
			Non-Residential	5000
4.	Rule 4 (2) of SWM Rules	Open burning of solid waste	Violator	5000
5.	Rule 4 (4) of SWM Rules	Organizing an event or gathering of more than one hundred person at any unlicensed place without following the prescribed procedure	Person(s), who has/ve organised such event or gathering or, on whose behalf such event or gathering has been organized and the event manager(s), if any, who has/ve organized such event or gathering	5000
6.	Rule 4 (5) of SWM Rules	Street vendor failing to	Violator	500





1	2	3	4	5
12.	Rule 17 (3) of SWM Rules	Failure to take measure in accordance with the Rule	Manufacturer and/or Brand owner and/or marketing companies	50,000
13.	Rule 18 of SWM Rules	Failure to replace fuel requirement by refuse derived fuel	Industrial Unit	50,000

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## FORM-A

## APPLICATION FOR REMITTING SOLID WASTE MANAGEMENT USER CHARGES

From

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To

The Chief Executive Officer/Executive Officer,  
Municipal Committee, Ramnagar.

Sir,

I/We hereby affirm to state that I/We do carry out business at (address of the applicant with the nature of business). I/We hereby agree to hand over the Municipal Solid Waste generated by me/us at my/our premises in segregated form and also agree to pay the SWM User Charges of Rs. \_\_\_\_\_ (in words) as fixed in the SWM Bye-Laws.

I/We further affirm to state that in the event I/We change the place of business I/We would duly intimate the Commissioner, JMC in writing before 30 days for the consequent action to be taken for cancellation of the SWM User Charges.

Yours faithfully,

(Signature of the applicant with date)

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#### FORM-IV

### FORMAT TO PREPARE AND SUBMIT ANNUAL REPORT ON SOLID WASTE MANAGEMENT- 2016

[Rule 15 (Z)(a), 24(2)]

Calendar Year :

Date of Submission of  
report

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1 Name of the City/Town and State

2 Population :

3 Area in Sq. Kilometers

4 Name and Address of local body

Telephone

Fax No.

E-mail:

1	2
<p>5 Name of the officer-in-charge dealing with Solid Waste Management</p> <p>Phone No.</p> <p>Fax No.</p> <p>E-mail :</p>	
6	<p>Number of households in the city/town</p> <p>Number of non-residential premises in the city</p> <p>Number of election/administrative wads in the City/town</p>
7	<p>Quantity of Solid Waste</p> <p>Estimated Quantity of Solid Waste generated in the local body area per day in metric tones</p> <p>Quality of Solid Waste collected per day</p> <p>Per capita waste collected per day</p> <p>Quality of solid waste processed</p> <p>Quality of solid waste disposal at dumpsite/landfill</p>
8	<p>Status of solid waste management service</p> <p>Segregation and storage of waste at source</p>

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Whether SOLID WASTE is stored  
at source in domestic/commercial/  
institutional bins, if yes.

Percentage of Household practice  
storage of waste at source in  
domestic bins

Percentage of non-residential  
premises practices storage of  
waste at source in commercial/  
institutional bins

Percentage of households dispose  
or throw solid waste on the streets

Percentage of non-residential  
premise dispose or throw solid  
waste on the streets

Whether solid waste is stored at  
source in segregated form, if yes.

Percentage of premises  
segregating the waste at source

Door to Door Collection of  
solid waste

Whether door to door collection  
(D2D) of solid waste is being done  
in the city/town, if yes

Number of wards covered in D2D  
collection of waste

Number of household covered

Number of non-residential  
premises including commercial  
establishments, hotels, restaurant,  
educational Institution/offices  
etc. covered

1	2
Percentage of residential and non-residential premises covered in door to door collection through:	
Motorized vehicle	
Contained tricycle/Handcart	
Other device	
If not, method of primary collection adopted	
Sweeping of streets	
Length of roads, streets, lanes, bye-lanes in the city that need to be cleaned	
Frequency of street sweeping and percentage of population covered	
Total used	
Manual sweeping	
Mechanical Sweeping	
Whether long handle broom used by sanitation workers	
Whether each sanitation worker is given handcart/tricycle for collection of waste	
Whether handcart/tricycle is containerized	
Whether the collection tools synchronizes with collection/waste storage containers utilized	
Secondary Waste Storage facilities	
No. and type of waste storage depots in the city/town	

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Open waste storage sites

Masonry bins

Cement concrete cylinder bins

Dhalao/covered rooms/space

Covered metal/plastic containers

Up to 1.1 m<sup>3</sup> bins

2 to 5 m<sup>3</sup> bins

Above 5 m<sup>3</sup> containers

Bin-less city

Bin/Population ratio

Ward-wise details of waste  
storage depots (attach):

Ward No. :

Area :

Population :

No. of bins placed

Total volume of bins placed

Total storage capacity of waste  
storage facilities in cubic meters

Total Waste actually stored at the  
waste storage depots daily

Give frequency of collection of  
waste from the depots

Number of bins cleared

Whether storage depots have facility  
for storage of segregated waste in  
green, blue and black bins

1	2
Whether lifting of solid waste from storage depots in manual or mechanical, give percentage	
(%) of manual lifting of solid waste	
(%) of mechanical lifting	
If mechanical specify the method used	
Whether solid waste is lifted from door to door and transported to treatment plant directly in a segregated form	
Waste transportation per day Type and number of vehicles used	
Animal cart	
Tractors	
Non-tipping Truck	
Tipping Truck	
Dumper Placers	
Refuse Collectors	
Compactors	
Others	
JCB/Loader	
Frequency of transportation of waste	

1

2

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Quantity of waste transported  
each day

Percentage of total waste  
transported daily

Waste Treatment Technologies used

Whether solid waste is processed

If yes, Quantity of waste  
processed daily

Whether treatment is done by local  
body or through an agency

Land (s) available with the local  
body for waste processing

Land currently utilized for  
waste processing

Solid Waste processing facilities  
in operation

Solid Waste processing under construction

Distance of processing facilities  
from city/town boundary

Details of technologies adopted

Composting

Vermi composting

Bio-methanation

Refuse Derived Fuel



1	2
Waste to Energy technology such as incineration, gasification, pyrolysis or any other technology	
Co-processing	
Combustible waste supplied to Cement plant	
Combustible waste supplied to solid waste based power plants	
Others	
Solid waste disposal facilities	
No. of dumpsite sites available with the local body	
No. of sanitary Landfill sites available with the body	
Area of each such sites available for waste disposal	
Area of land currently used for waste disposal	
Distance of dumpsites/landfill facility from city/town	
Distance from the nearest habitation	
Distance from water body	
Distance from state/national highway	
Distance from Airport	

1

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Distance from important religious  
place or historical monument

Whether it falls in flood prone area

Whether it falls in earthquake  
fault line area

Quantity of waste land filled each day

Whether landfill site is fenced

Whether Lighting facility is  
available on site

Whether Weigh bridge facility available

Vehicle and equipments used at  
landfill (specify)

Manpower deployed at landfill site

Whether covering is done on daily basis

If, not Frequency of covering the  
waste deposited at the landfill

Cover material used

Whether adequate covering  
material is available

Provisions for gas venting provided

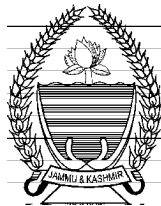
Provision for Leachate Collection

Whether an Action Plan has been  
prepared from improving solid waste  
management practices in the City

1	2
10	What separate provisions are made for Dairy related activities Slaughter house waste C&D waste (construction debris)
11	Details of post Closure plan
12	How many slums are identified and whether these are provided with Solid Waste Management facilities
13	Give details of : Local Body's own manpower deployed for collection including street sweeping, secondary storage, transportation, processing and disposal of waste
14	Give details of :  Contractor/concessionaire's manpower deployed for collection including street sweeping, secondary storage, transportation, processing and disposal of waste
15	Mention briefly the difficulties being experienced by the local body is complying with provision of these rules
16	Mention briefly if any innovative idea is implemented to tackle a problem related to solid waste, which could be replicated by other local bodies

(Sd.) .....,

Executive Officer,  
Municipal Committee, Ramnagar.



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Separate paging is given to this part in order that it may be filed as a  
separate compilation.

## PART III

**Laws, Regulations and Rules passed thereunder.**

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JAMMU AND KASHMIR GOVERNMENT  
MUNICIPAL COMMITTEE NOWSHERA  
SOLID WASTE MANAGEMENT BYE-LAWS, 2019

## Notification

Nowshera, the 4th of September, 2019.

In exercise of the powers conferred by clause (9) of rule 3 read with clauses (e), (f), (zf) and (zg) of rule 15 of the Solid Waste Management Rule, 2016, the Authority hereby make the following bye-laws ; namely :

## CHAPTER I

1. *Short Title and Commencement.* (1) These bye-laws shall be called the Municipal Committee, Nowshera Solid Waste Management Bye-Laws, 2019.

(2) They shall come into force on the date of their publication in the J&K Government Gazette.

2. *Extent of Application.* These bye-laws shall be applicable within the territorial limits of Municipal Committee, Nowshera.

3. *Definitions.* (1) In these bye-laws, unless the context otherwise requires,

- (1) **“Agency”** means Municipal Committee, Nowshera ;
- (2) **“Aerobic composting”** means a controlled process involving microbial decomposition of organic matter in the presence of oxygen ;
- (3) **“Anaerobic digestion”** means a controlled process involving microbial decomposition of organic matter in the absence of oxygen ;
- (4) **“Authorization”** means the permission given by the State Pollution Control Board, to the operator of a facility or Urban Local authority, or any other agency responsible for processing and disposal of Solid waste ;
- (5) **“Biodegradable waste”** means any organic material that can be degraded by micro-organism into simpler stable compounds ;
- (6) **“Bio-methanation”** means a process which entails enzymatic decomposition of the organic matter by microbial action to produce methane rich biogas ;
- (7) **“Brand owner”** means a person or company who sells any commodity under a registered brand label ;
- (8) **“Bulk Garden and Parks & Horticultural Waste”** means bulk waste from parks, gardens etc. including grass clippings, weeds, woody -brown carbon-rich material such as branches, twigs, wood chipping, straw, dead leaves, tree trimmings, etc. which cannot be accommodated in the daily collection system for bio-degradable waste ;
- (9) **“Bulk Waste Generator”** means bulk waste generator defined under Rule 3(1)(8) of the Solid Waste Management

- (10) **“C&D waste (Construction and Demolition waste)”** means Construction and Demolition Waste (Debris) that are non-hazardous in nature generated out of building materials, debris and rubble in the jurisdiction of Municipal Committee, Nowshera.
- (11) **“Clean Area”** means the public place in front of and all around or adjacent to any premises extending to the kerb side and including the drain, foot path and kerb cleaned and so maintained in accordance with these bye-laws ;
- (12) **“Cleanliness Fee”** means an amount of fees collected by the managers/Organizers for cleaning the site by the Agency ;
- (13) **“Collection”** means lifting and removal of solid waste from source of waste generation, collection points or any other location ;
- (14) **“Collection Counter”** means where the user charges shall be remitted which will be available at all Zonal Officers and headquarters.
- (15) **“Combustible waste”** means non-biodegradable, non-recyclable, non-reusable, non-hazardous solid waste having minimum calorific value exceeding 1500 kcal/kg and excluding chlorinated materials like plastic, wood pulp, etc.;
- (16) **“Community waste storage bin”** means any storage facility setup and maintained by the Municipal Committee,

Nowshera, in the State collectively by owners and or/occupiers of one or more premises for storage of Municipal Solid Waste in a segregated manner in the road side/premises of anyone of such owners/occupiers or in their common premises ;

- (17) **“Composting”** means a controlled process involving microbial decomposition of organic matter ;
- (18) **“Co-processing”** means use of non-biodegradable and non-recyclable solid waste having calorific value exceeding 1500k/cal as raw material or as a source of energy or both to replace or supplement the natural mineral resources and fossil fuels in industrial processes ;
- (19) **“Containerised Hand Cart”** means the hand cart provided by the Municipal Committee, Nowshera, or the agency/agent appointed by it for point-to-point collection of solid waste ;
- (20) **“Decentralized processing”** means establishment of dispersed facilities for maximizing the processing of biodegradable waste and recovery of recyclables closest to the source of generation so as to minimize transportation of waste for processing or disposal ;
- (21) **“Delivery”** means handing over any category of solid waste to worker of Municipal Committee, Nowshera or any other person appointed, authorised or licensed by Municipal Committee, Nowshera for taking delivery of such waste or depositing it in any vehicle provided by Municipal Committee, Nowshera, or by any other authorised agency or licensed by Municipal Committee, Nowshera, to do so ;
- (22) **“Disposal”** means the final and safe disposal of post processed residual solid waste and inert street sweepings and silt from surface drains on land to prevent contamination of ground water, surface water, ambient air and attraction of animals or birds ;
- (23) **“Domestic hazardous waste”** means discarded paint drums, pesticide cans, CFL bulbs, tube lights, expired

- (24) **“Door to door collection”** means collection of solid waste from the door step of households, shops, commercial establishments, offices, institutional or any other non-residential premises and includes collection of such waste from entry gate or a designated location on the ground floor in a housing society, multistoried building or apartments, large residential, commercial or institutional complex or premises ;
- (25) **“Dry waste”** means waste other than bio-degradable waste and inert street sweepings and includes recyclable and non recyclable waste, combustible waste and sanitary napkin and diapers, etc. ;
- (26) **“Dump sites”** means a land utilized by local body for disposal of solid waste without following the principles of sanitary land filling ;
- (27) **“Event”** means any gatherings for the purpose of functions, celebrations, meetings, rallies, processions, open air theatre activities, cinema shootings in public places.
- (28) **“Extended producer responsibility”** (EPR) means responsibility of any producer of packaging products such as plastic, tin, glass, wrappers and corrugated boxes, etc., for environmentally sound management, till end-of-life of the packaging products ;
- (29) **“E-waste”** shall have the same meaning as defined under Rule 3(l) (r) of the E-Waste (Management) Rules, 2016.
- (30) **“Facility”** means any establishment wherein the solid waste management processes namely segregation, recovery, storage, collection, recycling, processing, treatment or safe disposal are carried out ;
- (31) **“Familiarization/warning period”** means that specific period, during which there is a relaxation in the fines for contravention of these bye-laws ;



- (32) **“Fine”** means penalty imposed on waste generators or operators of waste processing and disposal facilities under the bye-laws for non-compliance of the directions contained in rules and/or these bye-laws ;
- (33) **“Fixed Compactor Transfer Station (FCTS)”** means a powered machine which is designed to compact segregated solid waste and remains stationary when in operation. The compacts or may also be mobile when in operation, which may be called Mobile Transfer Station (MTS).
- (34) **“Handling”** includes all activities relating to sorting, segregation, material recovery, collection, secondary storage, shredding, baling, crushing, loading, unloading, transportation, processing and disposal of solid wastes ;
- (35) **“Hazardous waste”** means any waste which by reason of any of its physical, chemical, reactive, toxic, causing danger or is likely to cause danger to health or environment, whether alone or when in contact with other wastes or substances and all other hazardous wastes as defined in the Hazardous Wastes (Management and Handling) Rules, 1989 as amended to date and the Hazardous and other waste (Management and Transboundary Movement) Rules, 2016.
- (36) **“Horticulture, Parks and Garden Waste”** means waste from parks, gardens traffic island etc. These include grass clipping, annual weeds woody 'brown' carbon-rich material such as branches, twigs, wood chipping, straw, dead leaves, tree trimmings, etc. which cannot be accommodated in the daily collection system for bio-degradable waste ;
- (37) **“House-gully”** means a passage or strip of land, constructed, set apart or utilized for the purpose of serving as or carrying a drain or affording access to the latrine, urinal, cesspool or other receptacle for filling of other polluted matter by persons employed in the clearing thereof or in the removal of such matter therefrom.

- (38) **“Incineration”** means an engineered process involving burning or combustion of solid waste to thermally degraded waste materials at high temperatures ;
- (39) **“Inerts”** means wastes which are not bio-degradable, recyclable or combustible street sweeping or dust and silt removed from the surface drains ;
- (40) **“Informal waste collector”** includes individuals, associations or waste traders who are involved in sorting, sale and purchase of recyclable materials ;
- (41) **“Leachate”** means the liquid that seeps through solid waste or other medium and has extracts of dissolved or suspended material from it ;
- (42) **“Litter”** means all refuse and includes any other waste material which, if thrown or deposited as prohibited under these Bye-Laws, tends to create uncleanness or a danger or nuisance to public health, safety or welfare.
- (43) **“Littering”** means putting litter in such a location that it falls, descends, blows, is washed, percolates or otherwise escapes or is likely to fall, descend blow, be washed, percolate or otherwise escape into or onto any public place, or causing, permitting or allowing litter to fall, descend, blow, washed, percolate or otherwise escape into or onto any public place.
- (44) **“Local body”** for the purpose of these bye-laws means JMC/SMC and other Local Bodies including, Municipal Councils, Municipal Committees, Town Area Committees, in the State.
- (45) **“Materials Recovery facility”** (MRF) means a facility where non-compostable solid waste can be temporarily stored by the local body or any other entity or any person or agency authorised by any of them to facilitate segregation, sorting and recovery of recyclables from various components of waste by authorised informal sector of waste pickers, informal recyclers or any other work force engaged by the

local body or entity for the purpose before the waste is delivered or taken up for its processing or disposal ;

- (46) **“Neighbourhood”** means a clearly defined locality, with reference to its physical layout, character or inhabitants ;
- (47) **“New construction”** means all buildings under construction within the limits of the Municipal Committee, Nowshera ;
- (48) **“Non-biodegradable waste”** means any waste that cannot be degraded by microorganisms into simpler stable compounds ;
- (49) **“Nuisance”** includes any act, omission, place or thing which comes or is likely to cause injury, danger, annoyance or offence to the sense of sight, smelling or hearing or which is or may be dangerous to life or injurious to health or property ;
- (50) **“Nuisance Detectors”** (NOs) means those employees of the Municipal Committee, Nowshera who are appointed to detect the acts of Public nuisance, etc. ;
- (51) **“Occupier/occupant”** includes any person who for the time being is in occupation of, or otherwise using, any land or building or part thereof, for any purpose whatsoever ;
- (52) **“Operator of a facility”** means a person or entity, who owns or operates a facility for handling solid waste which includes the Municipal Committee, Nowshera and any other entity or agency appointed by the Municipal Committee, Nowshera ;
- (53) **“Owner”** means any person who exercises the rights of an owner of any building, or land or part thereof ;
- (54) **“Pelletisation”** means a process whereby pellets are prepared which are small cubes or cylindrical pieces made out of solid waste and includes, fuel pellets which are also referred as refuse derived fuel ;



- (63) **“Refuse”** means any waste matter generated out of different activities, processes, either Bio-degradable/Non-biodegradable/recyclable in nature in either solid or semi-solid form which cannot be consumed, used or processed by the generator in its existing form.
- (64) **“Refuse Derived Fuel” (RDF)** means fuel derived from combustible waste fraction of solid waste like plastic, wood, pulp or organic waste, other than chlorinated materials, in the form of pellets or fluff produced by drying, shredding, dehydrating and compacting of solid waste ;
- (65) **“Residual solid waste”** means and includes the waste and rejects from the solid waste processing facilities which are not suitable for recycling or further processing ;
- (66) **“Rule”** means Solid Waste Management Rules, 2016 ;
- (67) **“Sanitation”** means the promotion of hygiene and the prevention of disease and other consequences of ill health relating to environmental factors ;
- (68) **“Sanitary Landfill Facility”** means a waste disposal site for the deposit of residual solid waste in a facility designed with protective measures against pollution of ground water, surface water and air fugitive dust, wind-blown litter, bad odour, fire hazard, bird menace, pests or rodents, greenhouse gas emissions, slope instability and erosion ;
- (69) **“Sanitary land filling”** means the final and safe disposal of residual solid waste and inert wastes on land in a facility designed with protective measures against pollution of ground water, surface water and fugitive air dust, wind-blown litter, bad odour, fire hazard, animal menace, bird menace, pests or rodents, greenhouse gas emissions, persistent organic pollutants slope instability and erosion ;
- (70) **“Sanitary waste”** means wastes comprising of used diapers, sanitary towels or napkins, tampons, condoms, incontinence sheets and any other similar waste ;



- (79) **“Source”** means the premises in which the waste is generated or a community storage centre used by owners/occupiers of one or more premises for segregated storage of MSW ;
- (80) **“Spittoon”** means a metal or earthenware pot typically having a funnel-shaped top, used for spitting into.
- (81) **“Stabilising”** means the biological decomposition of biodegradable wastes to a stable state where it generates no leachate or offensive odours and is fit for application to farm land, soil erosion control and soil remediation ;
- (82) **“Stabilised biodegradable waste”** means the biologically stabilized (free of pathogens) waste resulting from the mechanical/biological treatment of bio degradable waste ; only when stabilised can such waste be used with no further restrictions ;
- (83) **“Street vendor”** means any person engaged in vending of articles, goods, wares, food items or merchandise of everyday use or offering services to the general public, in a street, lane, side walk, footpath, pavement, public park or any other public place or private area, from a temporary built up structure or by moving from place to place and includes hawker, peddler, squatter and all other synonymous terms which may be local or region specific; and the words ÷street vending÷ with their grammatical variations and cognate expressions, shall be construed accordingly ;
- (84) **“Tipping fee”** means a fee or support price determined by the local authorities or any state agency authorised by the State government to be paid to the concessionaire or operator of waste processing facility or for disposal of residual solid waste at the landfill ;
- (85) **“Transportation”** means conveyance of solid waste, either treated, partly treated or untreated from a location to another location in an environmentally sound manner through specially designed and covered transport system so as to prevent the foul odour, littering and unsightly conditions ;

- (86) **“Transfer station”** means a facility created to receive solid waste from collection areas and transport in bulk in covered vehicles or containers to waste processing and, or, disposal facilities ;
- (87) **“Treatment”** means the method, technique or process designed to modify physical, chemical or biological characteristics or composition of any waste so as to reduce its volume and potential to cause harm ;
- (88) **“User fee/Charges”** means fees or charges imposed by Municipal Committee, Nowshera through general or special order of the Competent Authority from time-to-time, on the waste generator to cover full or part cost of providing solid waste collection, transportation, processing and disposal services ;
- (89) **“Vacant Plot”** means any Land or open space belonging to a private party/person that is not occupied by them/him ;
- (90) **“Vermi composting”** means the process of conversion of bio-degradable waste into compost using earth worms ;
- (91) **“Waste hierarchy”** means the priority order in which the solid waste is to be managed by giving emphasis to prevention, reduction reuse, recycling, recovery and disposal, with prevention being the most preferred option and the disposal at the landfill being the least ;
- (92) **“Waste generator”** means and includes every person or group of persons, every residential premises and non-residential establishments including Indian Railways, defence establishments, which generate solid waste or other institutions i. e. Hotels, restaurants, malls, private/government business/ industrial establishments falling within the limits of Municipal Committee, Nowshera.



- (93) **“Waste picker”** means a person or groups of persons informally engaged in collection and recovery of reusable and recyclable solid waste from the source of waste generation, streets, bins, material recovery facilities, processing and waste disposal facilities for sale to recyclers directly or through intermediaries to earn their livelihood.

## CHAPTER II

### SEGREGATION AND PRIMARY STORAGE OF SOLID WASTE

#### 4. *Segregation and storage of solid waste at source.*ô (1)

It shall be necessary for all waste generators to separate and store the solid waste coming out of their own places regularly into three streams namely :ô

- (a) non-biodegradable or dry waste ;
- (b) biodegradable or wet waste ;
- (c) domestic hazardous waste; and deposit it into covered waste bins, and handover segregated waste to designated waste collectors as per the direction of Municipal Committee, Nowshera, from time to time.

(2) Every bulk waste generator is to separate and store the solid waste coming out of their own places into three streams namely :ô

- (a) non-biodegradable or dry waste ;
- (b) biodegradable or wet waste ;
- (c) hazardous waste in suitable bins ; and handover segregated waste to authorised waste processing or disposal facilities or deposition centres through the authorised waste collection agency with paying the carrying charges specified by Municipal Committee, Nowshera from time to time.

(3) The colour of bins for storage of segregated waste shall be green- for biodegradable waste or wet waste blue - for non- biodegradable or dry waste and black- for domestic hazardous waste.

(4) All resident welfare and market associations shall ensure segregation of waste at source by the generators, facilitate collection of segregated waste in separate streams, handover recyclable material to either the authorised waste pickers or the authorised recyclers. The biodegradable waste shall be processed, treated and disposed of through composting or bio-methanation within the premises as far as possible. The residual waste shall be given to the waste collectors or agency as directed by Municipal Committee, Nowshera.

(5) All gated communities and institutions with more than 5,000 sq. m. area shall ensure segregation of waste at source by the generators, facilitate collection of segregated waste in separate streams, handover recyclable material to either the authorised waste pickers or the authorised recyclers. The bio-degradable waste shall be processed, treated and disposed off through composting or bio- methanation within the premises as far as possible. The residual waste shall be given to the waste collectors or agency as directed by Municipal Committee, Nowshera.

(6) All hotels and restaurants shall ensure segregation of waste at source, facilitate collection of segregated waste in separate streams, handover recyclable material to either the authorised waste pickers or the authorised recyclers. The bio-degradable waste shall be processed, treated and disposed of through composting or bio-methanation within the premises as far as possible. The residual waste shall be given to the waste collectors or agency as directed by Municipal Committee, Nowshera.

(7) No person shall organize an event or gathering of more than one hundred persons at any unlicensed place without intimating Municipal Committee Nowshera along with payment of user fee as prescribed in the schedule, at least three working days in advance and the person or the organizer of such event shall ensure segregation of waste at source and handing over of segregated waste to waste collector or agency as specified by Municipal Committee, Nowshera.

(8) Used sanitary waste are to be securely wrapped as and when generated in the pouches provided by the manufacturers or brand owners of these products or in a news paper or suitable biodegradable wrapping material and place the same in the bin meant for non-biodegradable waste or dry waste.

(9) Every street vendor shall keep suitable containers for storage of segregate waste generated during the course of his activity such as food waste, disposable plates, cups, cans, wrappers, coconut shells, leftover food, vegetables, fruits, etc., and shall deposit such waste at waste storage depot or container or vehicle as notified by Municipal Committee, Nowshera.

(10) Waste generator of garden and horticulture waste generated from his premises shall store such waste separately in his own premises and dispose of the same as per the directions of Municipal Committee, Nowshera from time to time.

(11) Domestic Hazardous Waste shall be stored and delivered by every waste generator to the collection vehicle which shall be provided weekly/periodically by Municipal Committee, Nowshera or any other Agency authorised by it for collection of such waste, or to a centre designed for collection of such waste for disposal in a manner that is mandated by the Government of Jammu and Kashmir or State Pollution Control Board.

(12) Construction and Demolition Waste shall be stored and delivered separately as per the Construction and Demolition Waste Management Rules, 2016.

(13) No untreated bio-medical waste, e-waste, hazardous chemicals and industrial waste shall be mixed with solid waste. Such waste shall be disposed off in accordance with the respective rules framed under the Environment (Protection) Act, 1986.

(14) Every owner/occupier of any premises other than designated slaughter houses and markets, who generates poultry, fish and slaughter waste as a result of any commercial activity, shall store the same separately in closed, hygienic condition and deliver it at a specified time, on a daily basis to the Municipal Committee, Nowshera collection vehicle provided for this purpose. Depositing of such waste in any community waste bin is strictly prohibited.

(15) Segregated bio-degradable solid waste if not composted by the generators, shall be stored by them within their premises and its delivery shall be ensured to the municipal worker/vehicle/waste picker/waste collector or to the bio-degradable waste collection vehicle provided for specified commercial generators of bulk bio-degradable waste at such times as may be notified from time to time.

(6) To make optimum use of bio-degradable waste from fruits and vegetable markets, meat and fish markets, bulk horticulture and garden waste and to minimize the cost of collection and transportation, such waste shall be processed or treated within the area where waste is generated.

(7) Manual handling of waste in the containers shall be prohibited. If unavoidable due to constraints, manual handling shall be carried out under proper protection with due care for safety of workers.

(8) Waste generators shall be responsible to deposit their segregated waste in the Auto-Tipper/Rickshaws etc. deployed by Municipal Committee, Nowshera. Segregated waste from multistoried buildings, apartments, housing complexes may be collected from the entry gate or any other designated location.

(9) Changing needs and advances in technology shall be taken into consideration for selection of collection equipment and vehicles. Auto-Tippers or vehicles of specific capacity with hydraulically operated hopper covering mechanism from top having two compartments for carrying biodegradable and non-biodegradable waste separately with a hooter shall be deployed for collection of waste.

(10) Automatic voice recorded device, bell or horn having sound not more than the permissible noise level shall be installed on every garbage collection vehicle used by waste collectors.

(11) Route plans for each primary collection and transportation vehicle shall be provided by Municipal Committee, Nowshera or by the notified authorised waste collector. These plans in tabular as well as GIS map form, duly approved by Municipal Committee, Nowshera shall mention starting point, start time, waiting points, waiting time on route, end point and end time of the specified route. Municipal Committee, Nowshera or the notified authorised waste collector shall provide a 'Board' at each street to display time-table of primary collection and transportation vehicles to allow residents avail the facility at prescribed time. Such information shall also be uploaded on the website of Municipal Committee, Nowshera and published in the local leading newspaper periodically for the information of General Public.

(12) In narrow streets that cannot be serviced by auto tipper or the vehicle, a 3-Wheeler or smaller motorized vehicle with hydraulically operated hopper covering mechanism from top having two compartments for carrying wet and dry waste separately with a hooter, compatible with mobile transfer station shall be deployed.

(13) In congested and narrower streets that cannot even be serviced by 3-Wheeler or smaller vehicle, cycle rickshaws or any other type of suitable equipment shall be deployed.

(15) Auto tippers, 3-wheelers, rickshaws and any other type of collection vehicles engaged in this service shall collect waste only from households and not from any other source viz. dhalaos, open sites, ground, bins and drains etc.

(16) Municipal Committee, Nowshera or its notified authorised waste collectors shall be responsible to cover all the streets/lanes of each zone for the primary collection.

## SECONDARY STORAGE OF SOLID WASTE

(1) Segregated solid waste collected from doorsteps shall be taken to waste storage depots, community storage bins or fixed or mobile transfer stations or the locations specified by Municipal Committee, Nowshera for secondary storage of waste.

- (a) non-biodegradable or dry waste ;
- (b) biodegradable or wet waste ;
- (c) domestic hazardous waste ;

(3) Different containers shall be used in the areas demarcated by Municipal Committee, Nowshera to keep segregated waste in the following manner :ô

- (a) green- for biodegradable waste ;
- (b) blue - for non-biodegradable ;
- (c) black - for domestic hazardous waste ;

Municipal Committee, Nowshera shall separately notify, from time to time, mandatory colour coding and other specifications of receptacles prescribed for storage and delivery of different types of solid waste to enable safe and easy collection without any mixing or spillage of waste, which generators of different types of solid waste shall have to adhere to.

(4) Municipal Committee, Nowshera on its own or through outsourcing agencies shall maintain the storage facilities for solid waste in a manner that does not create unhygienic and unsanitary conditions around it.

(5) Containers of various sizes in the secondary storage depots shall be provided by Municipal Committee, Nowshera or any assigned agencies in different colours as mentioned in these bye-laws.

(6) Storage facilities shall be created and established by taking into account quantities of waste generation in a given area and the density of population.

(7) Storage facilities shall be user friendly and shall be so designed that it ensures compaction of waste and that the waste stored is not exposed to open atmosphere.

(8) All the housing cooperative societies, associations, residential and commercial establishments and gated communities etc. shall have the responsibility to put coloured bins as prescribed by these bye-laws and to keep adequate number of containers in appropriate places in their own complexes, so that the daily waste generated there can be properly deposited.

(a) Municipal Committee, Nowshera shall convert its existing Dhalaos or identify specific location as per requirement, as 'Recycling Centers' which shall be used for segregation of dry waste received through street/door to door waste collection service. Recycling centers may be increased depending on the quantity of dry waste received.

- (11) Deposition Centre for specified Domestic Hazardous Waste

- (a) For the collection of domestic hazardous waste, a deposition



centre will be set up at a suitable location for receiving the specified domestic hazardous waste. Such facility shall be set in each ward in a manner as per guidelines prescribed and notify the timing of receiving of such waste.

- (b) Municipal Committee, Nowshera may also give the responsibility to its agency or concessionaire to collect domestic hazardous waste from all waste generators in segregated manner.
- (c) Such waste shall be transported separately to the hazardous waste disposal facility set up by the Government.

## CHAPTER V

### TRANSPORTATION OF SOLID WASTE

7. *Transportation of solid waste.* (1) Vehicles used for transportation of waste shall be covered in such manner that the collected waste is not exposed to open environment. The vehicles may also include compactors and mobile transfer stations depending upon choice of technology by Municipal Committee, Nowshera.

(2) The storage facilities set up by Municipal Committee, Nowshera shall be attended daily for clearing waste. The areas around the place where the bins or containers are kept shall also be cleaned.

(3) Collected segregated bio-degradable waste from residential and other areas shall be transferred to the processing plants like compost plants, bio-methanation plants or any such other facilities in a covered manner.

(4) Wherever applicable, for bio-degradable waste, preference shall be given for on-site processing of such waste.

(5) Collected non-bio-degradable waste shall be transported to

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the respective processing facilities or secondary storage facilities.

(6) Construction and Demolition Waste shall be transported as per the provisions of the Construction and Demolition Waste Management Rules, 2016.

(7) Municipal Committee, Nowshera shall make arrangements for transportation of inerts in a proper manner. The street sweeping waste and removable drain silt shall be removed immediately after the work is over.

(8) Transportation vehicles shall be so designed that multiple handling of waste, prior to final disposal, is avoided.

(9) The collection vehicles engaged for the purpose shall deposit/transfer waste only at the MTS (Mobile Transfer Station) or FCTS (Fixed compactor Transfer Stations) wherever provided.

(10) In case MTS/FCTS is not stationed at the designated location at that point of time for any reason, then the 'loaded vehicle' shall go to the next designated location of the MTS or FCTS or the site specified by Municipal Committee, Nowshera to unload the waste.

(11) Fixed compactor transfer station shall be transported through hook loader.

(12) MTS or FCTS shall transport the waste directly to compost plant, waste to energy plant or any other site/plant designated by Municipal Committee, Nowshera.

(13) There should be no inter-mixing of waste from various sources during the transportation of waste.

(14) The services of street level collection and transportation of waste shall be provided every day including holidays.

(15) MTS engaged in this service shall receive waste only from designated auto tippers, 3-wheelers or vehicle/bins collecting waste from street level operations.

(16) Dedicated MTS shall be deployed at specified locations to receive waste from the Auto Tippers, 3-Wheelers, Rickshaws etc. engaged in street-level and door-to-door collection of solid waste from households and commercial establishments as per the approved route plans.

(17) Design of MTS and FCTS shall allow unloading of waste from primary collection vehicles by consuming minimum time and without littering waste.

(18) Garbage spilled near MTS and FCTS, while transferring the solid waste, should be cleaned so that no spillage is left. Disinfectant should be used after cleaning process at that location.

(19) Municipal Committee, Nowshera or its specified agency shall install CCTV cameras at all secondary storage facilities.

## CHAPTER VI

### PROCESSING OF SOLID WASTE

8. *Processing of solid waste.* (1) Municipal Committee, Nowshera shall facilitate construction, operation and maintenance of solid waste processing facilities and associated infrastructure on their own or through any agency for optimum utilisation of various components of solid waste adopting suitable technology including the following technologies and adhering to the guidelines issued by the Ministry of Urban Development from time to time and standards prescribed by the Central Pollution Control Board :

- (a) to minimise transportation cost and environmental impacts, preference shall be given to decentralised processing such as bio-methanation, microbial composting, vermi-composting, anaerobic digestion or any other appropriate processing for bio-stabilisation of biodegradable waste ;
- (b) through medium/large composting bio-methanation plants at centralised locations ;
- (c) through waste to energy processes by refuse derived fuel

for combustible fraction of waste or supply as feed stock to  
solid waste based power plants ; and/or

(2) Municipal Committee, Nowshera shall endeavour to create a market for consumption of RDF (Refuse Derived Fuel). The cement factories are liable to take RDF from municipal dumping sites who have to use RDF to the order of 5% of the total fuel burnt by them in their kilns.

(4) Municipal Committee, Nowshera shall ensure that recyclables such as paper, plastic, metal, glass, textile etc. go to authorised recyclers.

(2) Bulk generators who fail to install waste processing units within their premises shall be liable for fine to install such processing units with time line envisaged in the notices. If they perpetually fail to establish waste disposal system within six months after first notice issued to them, the Municipal Committee, Nowshera are empowered to seal such erring bulk waste generating business establishments.

(3) Municipal Committee, Nowshera shall enforce that markets dealing with vegetables, fruits, flowers, meat, poultry and fish waste while processing bio-degradable waste ensure hygienic conditions.

(4) Municipal Committee, Nowshera shall enforce processing of horticulture, parks and garden waste separately in the parks and gardens by the generators.

(5) Municipal Committee, Nowshera shall involve communities in waste management and promote home composting, bio gas generation, decentralized processing of waste at community level, subject to control of odour and maintenance of hygienic conditions around the facility.

(6) The waste generator has to pay user charges/sanitation fee to the local bodies inspite of the fact if they process their waste at their institutional level.

## CHAPTER VII

### DISPOSAL OF SOLID WASTE

10. *Disposal of Solid waste.* Municipal Committee, Nowshera shall undertake on its own or through any other agency, the construction, operation and maintenance of sanitary landfill and associated infrastructure for disposal of residual waste and inert street sweepings and silt from surface drains in a manner prescribed under SWM Rules and any other obligation imposed by any other law for the time being in force.

## CHAPTER VIII

### USER FEE AND LEVYING OF SPOT FINE/PENALTY

11. *User fee for collection, transportation, disposal of solid waste.* (1) User fee shall be fixed for providing services for garbage collection, transportation and disposal from waste generators by Municipal Committee, Nowshera. The rates of user fee are specified in Schedule-I.

(2) The user fee so fixed shall be collected from waste generators by Municipal Committee, Nowshera or the authorised agency or person as may be authorised by Director of Urban Local Bodies, Jammu in this behalf.

(3) Municipal Committee, Nowshera shall prepare the database

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of all the waste generators for the purpose of levying user fee, and evolve appropriate mechanism for billing/collection/recovery of user charges, within three months from the date of notification of these bye-laws. The database shall be updated regularly.

(4) Municipal Committee, Nowshera shall adopt different methods for collection of user fee including online payment.

(5) Special days in a month, preferably in first week of each month, shall be fixed for collection of user fee.

(6) There shall also be a system of yearly or half yearly payment. If the user fee is paid in advance for the entire year, then amount for ten months will be charged instead of twelve months. Similarly, for six months advance payment, five and half months demand amount will be charged instead of six months.

(7) The user fee mentioned in Schedule-I shall stand automatically increased by 5% after every 3 years with effect from 1st January of the year.

(8) The user fee shall be collected only by the institution/person authorised by the competent authority by a general or special order in this behalf.

(9) In case of default of payment of user fee/fine, the competent authority may recover the same from the defaulter as an arrear of land revenue as per the provision of Land Revenue Act, 1996. However, Municipal Corporation, Jammu/Srinagar shall be allowed to effect the recovery under the provisions of Jammu and Kashmir Municipal Corporation Act, 2000.

12. Fine/Penalty for contravention of SWM Rules. (1) Whosoever' contravenes or fails to comply with any of the provisions of SWM Rules or these bye-laws shall be imposed with fine as mentioned in Schedule-II appended to these bye-laws.

(2) In case of repeated contravention or non-compliance as mentioned in clause (a) above, fine amount for every such default shall be levied per day or month, as the case may be.

(3) The Commissioners shall designate officers for levying fine or penalty by a general or special order in this behalf. The fine/penalty amount is specified in Schedule-II.

(4) The fine or penalty mentioned in Schedule-II shall stand automatically increased by 5% after every 3 years with effect from 1st January of the year.

(5) The fine shall be levied and collected on the spot by the designated officers. In case of non-payment of fine at the spot, the procedure for prosecution prescribed under provisions of the Environment (Protection) Act, 1986 shall follow.

(6) In realization of fines imposed on defaulters, the J&K State Pollution Control Board shall not renew the licenses of hotels and other business units unless an NOC is not procured by the business unit/s from the concerned Municipal Committee, Nowshera.

(7) Fine shall be imposed on the hospitals and allied concerns if they are found mixing bio-medical wastes with municipal solid waste.

(h) Charges for the material recovery by rag pickers or waste dealers to be decided by the Municipal Committee, Nowshera.

(8) Concession to bulk purchasers of compost/plastic/tin and recyclables on the price of by product, if any, as a result of processing of Solid Waste shall be decided by the Municipal Committee, Nowshera.

(j) The cement manufacturing units shall be responsible to lift the RDF from municipal dumping sites and their license renewals be linked with Municipal Committee, Nowshera NOCø.

(9) Tippers ferrying building material and causing avoidable waste on the streets shall be liable for fine to be decided by the Municipal Committee, Nowshera but not less than Rupees Five Hundred (500/-) per default.

(c) **Discussion:** The results of the 11-item test are consistent with the results of the 15-item test.

- (2) Burning of waste : Disposal by burning of any type of solid waste at public places or at any private or public property is strictly prohibited.



(3) "Clean Area" : Every person shall endeavour that any public place in front of or adjacent to any premises owned or occupied by him including the footpath and open drain/gutter and kerb is free of any waste, either in solid or liquid form.

(4) For Public Gatherings and Events organised in public places for any reason (including for processions, exhibitions, circuses, fairs, political rallies, commercial, religious, socio-cultural events, protests and demonstrations, etc.) where the permission from the Police Department and/or from the Municipal Committee, Nowshera is required, it will be the responsibility of the organiser of the event or gathering to ensure the cleanliness of that area as well as all appurtenant areas.

(5) Refundable Cleanliness Deposit, as may be notified by the Municipal Committee, Nowshera, will be taken from the organiser, by the concerned zonal office for the duration of the event. This deposit will be refunded on the completion of the event after it is noted that the said public place has been restored back to a clean state, and any waste generated as a result of the event has been collected and transported to designated sites. This deposit will be only for the cleanliness of the public place and does not cover any damage to property. In case the organisers of the event wish to avail of the services of the Municipal Committee, Nowshera for the cleaning, collection and transport of waste generated as a result of that event, they must apply to the Chief Executive Officer/ Executive Officer, Municipal Committee, Nowshera for availing the services and pay the necessary charges as may be fixed by the Competent Authority for this purpose.

(6) Dumping of solid waste on vacant plot and depositing construction and demolition waste at non-designated locations shall be dealt with by the Municipal Committee, Nowshera in the following manner :

- (a) The Municipal Committee, Nowshera may serve a notice on the owner/occupier of any premises, requiring such owner/occupier to clear any waste on such premises in a manner and within a time specified in such notice.



provide a pouch or wrapper for disposal of each napkin or diapers along with the packet of their sanitary products.

- (d) All such manufacturers, brand owners or marketing companies shall educate the masses for wrapping and disposal of their products.

(8) All industrial units using fuel and located within one hundred Km. from a solid waste based refuse derived fuel plant shall make arrangements to replace at least five percent of their fuel requirement by refused derived fuel so produced.

14. *Responsibilities of Municipal Committee, Nowshera.* (1) Municipal Committee, Nowshera shall within its territorial area, be responsible for ensuring regular system of surface cleaning of all common streets/ roads, public places, temporary settlements, slum areas, markets, its own parks, gardens, drains etc. by employing human resources and machines and shall be bound to collect the garbage from the declared storage containers, and transport it every day to the final disposal point in closed vehicles for which Municipal Committee, Nowshera may engage private parties on contract or Public Private Partnership mechanism with the prior approval of Govt., apart from its own cleaning staff and vehicles. In addition, Municipal Committee, Nowshera shall identify all the commercial areas for carrying out sweeping twice a day.

(2) Municipal Committee, Nowshera or the authorised agency engaged by it shall provide and maintain sufficient number of community litter bins of sufficient size on public roads, in surroundings of railway stations, bus stops, religious places, in commercial areas etc.

(3) Municipal Committee, Nowshera for the purpose of managing solid waste activities in decentralized and regular manner shall designate one officer in every ward to supervise the spots of containers, public toilets, community toilets or urinals in public places, transfer station for public garbage, landfill processing units etc.

(4) The competent authority shall designate sufficient Senior Officer/s, preferably not below the rank of to be decided by the Municipal Committee, Nowshera, as Nodal Officer/s to monitor the progress of segregation, collection, transportation, processing and disposal of solid waste.

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(5) Each ward shall be divided into sweeping beats based on the prescribed parameter and deploy manpower accordingly or rationalize the existing deployment and monitor their work by using latest technology. Wherever it is unable to get sweeping through its own staff, it may outsource through contract. Each beat shall be inspected by the supervising officials on daily basis prescribed as per directions.

(6) Municipal Committee, Nowshera, shall employ latest road/street cleaning machines, mechanical sweepers or other equipments which improves the efficiency of sweeping and drainage cleaning.

(7) Municipal Committee, Nowshera shall create awareness and sensitization through Information, Education and Communication (IEC) campaign and educate the waste generators and other stakeholders about the various provisions of Solid Waste Management Rules and these bye-laws with special emphasis on user fee and fines/penalties.

(8) Municipal Committee, Nowshera shall encourage waste generators to treat wet waste at source. It may consider creating systems for incentives for adoption of decentralized technologies such as bio-methanation, composting etc. Incentives may be like awarding and recognizing the households. RWAs and institutions etc. by giving certificates by publishing their names on respective websites or rebate in property tax etc.

(9) Municipal Committee, Nowshera shall ensure that the authorities of Agriculture Department, Floriculture Department, Horticulture, SKAUST are supplied with sufficient quantity of compost generated out of organic waste to phase out the use of chemical fertilizers and use compost in all parks, gardens maintained by them and wherever possible in other places under its jurisdiction. Incentives may be provided to recycling initiatives by informal waste recycling sector and shall take up with the Directorate of Horticulture, Agriculture and Floriculture for use of compost.

(10) Municipal Committee, Nowshera shall make efforts to streamline and formalize solid waste management systems and endeavour that the informal sector workers in waste management (waste pickers) are given priority to upgrade their work conditions and are enumerated and integrated into the formal system of solid waste management.

(11) Municipal Committee, Nowshera shall ensure that the operator of a facility provides personal protection equipment including uniform, fluorescent jacket, hand gloves, raincoats, appropriate foot wear and masks to all workers handling solid waste and the same are used by the workforce.

(12) Municipal Committee, Nowshera shall ensure occupational safety of its own staff and staff of outsourced agency involved in collection transport and handling of waste by providing appropriate and adequate personal protective equipments.

(13) In case of an accident at any solid waste processing or treatment or disposal facility or landfill site, the officer-in-charge of the facility shall report to Municipal Committee, Nowshera immediately which shall review and issue instructions, if any, to the in-charge of the facility.

(14) Regular checks : Chief Executive Officer/Executive Officer/ Assistant Sanitation Officer, Municipal Committee, Nowshera shall conduct regular checks in various parts of the wards and other places of collection, transportation, processing and disposal of solid waste to supervise compliance of various provisions of SWM Rules and these bye-laws.

(15) Municipal Committee, Nowshera shall develop a public grievance redressal system (PGRS) by setting up of call centre at its headquarter. The PGRS may include SMS based service mobile application or web based services.

(16) Municipal Committee, Nowshera shall install bio-metric/smart card technologies/ICT System for tracking and recording attendance of employees associated with the working of SWM Rules and these bye-laws at Hq./all zones/ward offices etc. and shall make an endeavour to integrate such system with the salary/wages/remuneration.

(17) Transparency and Public Accessibility : To ensure greater transparency and public accessibility, Municipal Committee, Nowshera shall provide all necessary information through its website.

(18) Municipal Committee, Nowshera shall perform all other duties mentioned in SWM Rules, which have not been specifically mentioned in these bye-laws.

15. If any doubt or difficulty arises in the interpretation or implementation of these bye-laws the same shall be placed before Administrative Secretary of Housing and Urban Development Department, whose decision in the matter shall be final.

17. The Competent Authority may issue general or special orders from time to time for proper implementation of Solid Waste Management Rules, 2016 and these bye-laws.

(19) *Jurisdiction*.—For filing cases against the Bye-Laws the Jurisdiction is Jammu and Srinagar only.

## SCHEDULE-I

S.No.	Categories	User Fee from each premises/ House/Dwelling Unit/Flat per month (In Rupees)	
		Municipal Councils	Municipal Committees
		1	2
1.	Residential dwelling unit (Covered area)		
	i. Up to 2000 Sq. ft.	50	50
	ii. Over 2000 Sq. ft.	75	75
2.	Street Vendor	50	50







1	2	3	4	5
2.	Rule 4 (1) (b) and (d) of SWM Rules	o Failure to deal with sanitary waste in accordance with the Rule	Residential	500
		o Failure to deal with horticulture waste and garden waste in accordance with the Rule	Non-Residential	1000
3.	Rule 4 (1) (c) of SWM Rules	Failure to deal with construction and demolition waste in accordance with the Rule	Residential	2000
			Non-Residential	5000
4.	Rule 4 (2) of SWM Rules	Open burning of solid waste	Violator	5000
5.	Rule 4 (4) of SWM Rules	Organizing an event or gathering of more than one hundred person at any unlicensed place without following the prescribed procedure	Person(s), who has/ve organised such event or gathering or, on whose behalf such event or gathering has been organized and the event manager(s), if any, who has/ve organized such event or gathering	5000

6.	Rule 4 (5) of SWM Rules	Street vendor failing to deal with waste in accordance with the Rule	Violator	500
7.	Bye-Law 13 (i) read with Rule 15 (g) of SWM Rules	Littering	Offender	500
8.	Rule 4 (6) of SWM Rules	Failure to deal with waste in accordance with the Rule	Resident Welfare Association	5000
			Market Association	10,000
9.	Rule 4 (7) of SWM Rules	Failure to deal with waste in accordance with the Rule	Gated Community	10,000
			Institution	15,000
10.	Rule 4 (8) of SWM Rules	Failure to deal with waste in accordance with the Rule	Hotel	20,000
			Restaurant	10,000
11.	Rule 17 (2) of SWM Rules	Selling or marketing of disposable products without a system of collecting back the packaging waste	Manufacturer and/or Brand Owner	50,000

1	2	3	4	5
<p>generated due to their production</p>				
12.	Rule 17 (3) of SWM Rules	Failure to take measure in accordance with the Rule	Manufacturer and/or Brand owner and/or marketing companies	50,000
13.	Rule 18 of SWM Rules	Failure to replace fuel requirement by refuse derived fuel	Industrial Unit	50,000